

shall be tried by a Jury under the direction of the Court; and the said Court may amend the said certificate if the same shall be necessary, and if any increased damages shall be found by the Jury, the judgment shall be rendered against the Company for such increased sum, together with the amount of damages assessed by the Commissioners if the same has not already been paid or deposited as aforesaid, and unless the same is paid or deposited within sixty days from the rendition thereof; execution may issue therefor, and said Company shall have no right to enter or continue upon the said land until it is paid, and if the damages shall be reduced, and the original assessment shall be abated to the extent of said reduction, and if the sum assessed by the Commissioners has been paid by the Company, the Court shall render judgment against the said owner or owners of said land for the amount of said reduction and the costs of the caveat shall as in other cases, be adjudged to be paid by the unsuccessful party.

Sec. 10. *And be it further enacted*, That if any defendant in any caveat, filed under this Act shall be a minor, or a person non compos mentis the Court may direct notice of the caveat to be given to the guardian or committee, if any, and if none, the said Court shall appoint a guardian *ad litem*, and upon such notice being given or appointment made, and the appearance of the guardian, as it may deem reasonable and just, the Court may order notice of the substance, and object of the caveat to be given to him, her, or them by publication or otherwise as it may deem reasonable, and on such notice being given may proceed to hear and determine the cause.

In case of
Minors, &c.

Sec. 11. *And be it further enacted*, That the Clerk of the said Court to whom any assessment shall be returned and any damages paid, shall be entitled to such fees, as by law he is now entitled to for similar services, and his official bond shall be liable for any failure to discharge the duties hereby prescribed, in the same manner as for any breach of duty.

Fees of Clerk
of Court.

Sec. 12. *And be it enacted*, That whenever in the construction of said road or roads, it shall be necessary to cross or intersect any established road or

Crossing of
established
roads.