

reason of such road passing through the same, and make true inquisition and return of the amount of such damages, taking into consideration the advantages and disadvantages, if any, which may be sustained by the owner or owners of such land, under their hands and seals, to the Justice who issued the warrant, and that the said finding and decisions of the said jurors shall be returned by the said Justice of the Peace to the Circuit Court for the county through which said road passes, and unless good and sufficient cause shall be shown against the said inquisition, it shall be affirmed by said court at the term succeeding said return; but if said inquisition should be set aside, the court may, in its discretion, as often as may be necessary, direct another inquisition to be taken, as hereinbefore described; provided, that it shall not be lawful without the consent of the owner or owners, to condemn any line for said road which shall pass through the buildings or yards of such owner or owners.

Proviso.

Damages.

Sec. 7. *And be it enacted*, That on the payment or tender of payment to the owner or owners of land so condemned, of the amount of damages which may have been assessed by said inquisition, after the same shall have been confirmed by said court, the Company shall be at liberty to take possession of said land, and construct said road thereon, and do such other acts therein as may be lawfully done, and the said Company is also empowered to erect, make and keep in repair all such bridges or culverts as may be thought necessary, so as to not obstruct, however, the free current of streams or water courses.

Tolls.

Sec. 8. *And be it enacted*, That as soon as the said Company shall have perfected five miles of the said road, from either end, the said Company may erect and place such and so many gates upon and across said road as will be necessary and sufficient to collect the tolls and duties granted to said Company by this Act, from all persons using the same with horses, cattle, wagons, carts, carriages and other vehicles, sheep and hogs.

Rates.

Sec. 9. *And be it enacted*, That the said Company having perfected so much of said road as specified in section eight, it shall and may be law-