

On motion by Mr. Miller,

Leave was granted to the Committee on Judicial Proceedings to report a bill relating to attachments and garnishees.

On motion by Mr. Spates,

Leave was granted to Senators Spates, Clarke and Wilson to introduce a bill to divide the City of Cumberland into two election wards, for municipal elections or purposes.

Mr. Miller, from the Committee on Judicial Proceedings, to whom was referred Senate bill entitled an Act to incorporate the Liberty Branch Railroad Company, reported it with the following amendment:

AMENDMENT PROPOSED.

Strike out twelfth section, and insert the following in lieu thereof:

SECTION. 12. *Be it enacted*, That the said President and Directors, or their agent or agents, authorized by them, may agree with the owner or owners of any land, earth, gravel, stone, timber, streams, or materials of any improvements which may be wanted for the proper construction or repair of said roads or any of their works, for the purchase and use and occupation or diversion of the same; and if they cannot agree, or if the owner or owners of any of them be an infant, *feme covert*, who is not possessed of the property to her sole and separate use, or authorized to contract in reference to the same, *non compos mentis*, or out of the county where such property wanted may lie when such property may be wanted, or for any other cause be legally incapable of contracting, application may be made, by the said Company, to any Justice of the Peace of such county, who shall thereupon issue his warrant, under his hand and seal, to the Sheriff of the county, requiring him to summon a jury of twenty of the inhabitants of said county, above the age of twenty-one years, not related to the parties, or in anywise interested, to meet on the lands, or near the materials or other property wanted, on a day named in said warrant, not less than ten nor more than twenty days after issuing the same; and if at the said time and place, any of the said jurors summoned do not attend, the Sheriff shall immediately summon as many persons, similarly qualified, as together with those in attendance will furnish a panel of twenty jurors in attendance, and from the panel each party, his, her, it or their agent or attorney, or if either be not present in person or by agent, or being present in person or by agent, refuse to strike, the Sheriff, for him, her, it or them, may strike off four persons, and the remaining twelve shall act as the jury of inquest of damages; and to each before he acts as such juror, the Sheriff shall ad-