

mon as many jurors as shall be necessary, with those in attendance, to finish a panel of twenty, and from them each party or his agent, or if either be not present in person or by agent, the Sheriff for him, may strike off four jurors, and the remaining twelve shall act as a jury of inquest and damages. How summoned.

Sec. 16. *And be it enacted*, That the jury in estimating the damages shall take into consideration the benefit resulting to the owner from the opening and laying out said streets, lanes and alleys, through, along or near to the property of said owner, but only in extinguishment of the claims for damages; and the jury shall reduce their inquisition to writing and shall sign and seal the same, and it shall then be returned by the Sheriff to the clerk of the Circuit Court for said county, and shall be confirmed by the said Court at its next session, if no sufficient cause to the contrary be shown, and when confirmed shall be recorded by said clerk at the expense of said Commissioners. Inquisition.

Sec. 16. *And be it enacted*, That if said inquisition be set aside, the said Court may direct another to be taken in the same manner as the first, every inquisition shall describe the property taken or the bounds of the land condemned, and the quantity and duration of the interest in the same therein valued, and such valuation when paid or tendered to the owner of the property or his legal representatives, shall entitle the said Commissioners to the estate, use and interest in the same so valued for the purposes aforesaid, as fully as if the same had been conveyed by the owner, and the valuation if not received from the said Commissioners when tendered, may at any time thereafter be received without cost by the owner or his legal representatives. Payment.

Sec. 17. *And be it enacted*, That the said President and Commissioners shall have power to levy and collect taxes in said town, not exceeding in any one year thirty cents in the hundred dollars valuation, on the assessable property of said town, and they shall once in five years, or oftener if they think proper, appoint an assessor who shall under oath, assess and value the property in said town, in the same manner and with like authority as Levy Taxes.