

129. The Sheriff shall, before the jury proceed to act, administer to each an oath that he will justly and impartially value the damages which the owner or owners will sustain by the use or occupation of his, her or their property for the uses and purposes hereinbefore mentioned.

Oath.

130. The jury in estimating the damages sustained by the owner or owners as aforesaid, shall take into consideration the benefit resulting to said owner or owners, by opening or laying said streets, lanes, or alleys, through, along or near the property of said owner or owners, but only in extinguishment of the claim for damages; and the said 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 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 President and Commissioners.

Estimate damages.

131. *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.

Set aside.

132. *And be it enacted*, That every inquisition shall describe the property taken or the bounds of the land condemned, and the quantity or duration of the interest in the same valued and condemned by said inquisition, and such valuation, when paid or tendered to the owner of said property, or his legal representatives, shall entitle the said President and Commissioners to the estate, use and interest in the same, so valued and condemned for the purpose aforesaid, as fully as if the same had been conveyed by the owner; and the valuation, if not received from the said President and Commissioners when tendered, may at any time thereafter be received, without cost, by the said owner or his legal representatives.

Inquisition.

Payment.

133. *And be it enacted*, That the said Commissioners shall have power to determine upon and regulate all matters relating to the building of wharves in said village, to regulate the moving of rafts, arks and boats, and to prevent all nuisances and obstructions from being placed in the waters of the North East River in part of said village.

Wharves.