

Summon jury.

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, and qualified to act as jurors under the laws of this State, not related to the parties, nor in any wise 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 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, and from the panel each party, his, her, it, or their agent or attorney; or if either party be not present in person or by agent, or being present in person or agent, refuse to strike, the Sheriff for him, her, it, or them, may strike of four persons, and the remaining twelve shall act as the jury of the inquest of damages, and to each, before he acts as such juror, the Sheriff shall administer an oath or affirmation that he will justly and impartially value the damages which the owner or owners will sustain by the use and occupation of the property required by the said Company; and the said jury shall reduce their inquisition to writing, and sign and seal the same, and it shall then be returned by the Sheriff to the Clerk of the Circuit Court for his county, and be filed by said Clerk in his office, and shall be confirmed by said Court at its next term or session, if no sufficient cause to the contrary be shown, and when confirmed, shall be recorded by said Clerk at the expense of the Company; but if the same be set aside, the said Court shall direct another inquisition to be taken in the manner above described, and in case the second or any other inquisition which is confirmed by the Court, shall not award to the land owner a larger amount of damages than was awarded by the first inquisition, the Court may, in its discretion, order the costs of the said second or other inquisition to be paid by the owner or owners of said land or materials condemned; and the inquisition shall in all cases describe the property taken, or the bounds of the lands condemned, and the quality or duration of the interest in the same, valued for the

Jury shall reduce inquisition writing.