

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 of 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 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 land condemned, and the quality or duration of the interest in the same valued for the company; and such valuation, when paid or tendered to the owner or owners of the property, his, her or their legal representatives, shall entitle the said company to the estate and interests in the same thus valued, as if it had been legally conveyed by the owner or owners of the same, and the valuation, if not received when tendered, may at any time thereafter be *recorded*, without costs, from said company, by the owner or owners, his, her or their legal representatives; and the Sheriff shall

In case it is set aside.

Inquisition to describe property taken.

To keep jury together reasonable time.

Second disagreement.

keep the said jury together for a reasonable time, until they shall agree upon and sign and seal the said inquisition; and in case it shall so happen that the jury cannot agree, after being kept together as aforesaid, the Sheriff may, in his discretion, discharge the said jury, and without any further warrant from a Justice of the Peace, shall, within five days thereafter, summon another jury of twenty inhabitants, as aforesaid, not upon the former jury, and the same proceedings shall be had in all respects as is hereinbefore provided; and in case of a second or other disagreement of the jury, the same proceedings shall be had until a verdict or inquisition shall be made and returned as aforesaid; and wherever the said canal shall cross or pass any roads or roads of what kind soever, the said company shall build or erect, and maintain in good order, proper swing or drawbridges, or