

affection; and in making such valuation they shall make or cause to be made a survey and plat of the land or lands so valued, and fix boundaries around the same, and shall in their return describe said land or lands, and the interest or estate of each party claiming said lands in and to the same.

Return to be confirmed.

Objection.

Proviso.

Court may amend.

Return to be recorded.

SEC. 2. *And be it enacted*, That the return of said commissioners shall be confirmed by the said Court at the time to which the same shall be made, unless cause in writing be shown to the contrary within the first six days of the said term, if the said return shall be made on or before the first day of said term, and if during said term, then within six days from the filing thereof in the said court; and if any objection in writing shall be made to said return by the owner or owners of such land or lands, or by any person authorized in behalf of said owner or owners, at any time before the same be confirmed by the court, the said court shall thereupon proceed to hear testimony, if any should be offered, and may increase or reduce the valuation of said commissioners, if the testimony will so warrant; *provided*, that either party, on motion to the court, shall, before the hearing of testimony by the court, be entitled to trial by jury, on an issue to be framed under the direction of said court, which issue shall be confined to the valuation of said commissioners; and the court may amend such return either on testimony before the court, as aforesaid, or the verdict of the jury, as the case may be, in reference to said valuation, and confirm the same so amended; and upon the confirmation of said return, as aforesaid, the same shall be conclusive on all persons, and upon payment or tender of payment of any sum or sums of money so as aforesaid ascertained, as the value of said land or lands, such land or lands shall be vested in the said corporation forever; and the said return, plat, and all the proceedings connected therewith, shall be recorded among the land records of Washington county at the expense of said corporation, and a certified copy of the same shall be received in evidence in all cases touching the premises. It shall and may then be lawful for the said corporate autho-