

he desired, for the mayor and city council, alternately to strike off a juror, until the number of jurors be reduced to twelve, the persons, a condemnation of whose land is claimed, beginning to strike off as aforesaid; and in case either party shall refuse or neglect to strike off the names of jurors, then it shall be lawful for the sheriff, or his deputy, who shall attend as hereafter directed, to strike off jurors for the party so refusing, until the number of jurors remaining be reduced to twelve as aforesaid; and it shall be the duty of the twelve jurors so remaining to inquire into, assess and ascertain, the sum or sums of money to be paid by the said mayor and city council for the land, real estate, spring, brook, water or water-course, which they may be desirous to purchase and hold for the purpose aforesaid, and also the sum or sums of money to be paid by the said mayor and city council for the right to enter and pass, dig canals, and lay pipes as aforesaid, in any other lands as aforesaid, through which the said mayor and city council may think expedient to conduct the said water into the said city as aforesaid, according to the marks, bounds, courses and distances, described in the plot aforesaid of the survey aforesaid, having regard to all circumstances of convenience, advantage and situation, attending the same; and it shall be the duty of the sheriff of Baltimore county, by himself or by deputy, on due notice given him by the mayor, to attend the meeting of the aforesaid persons at the time and place specified in such notice, and he or his deputy is hereby authorised and required to administer an oath, or affirmation, as the case may require, to every of the said jurymen, that he will justly, faithfully and impartially, discharge and perform the duties prescribed to him by this act, according to the best of his skill and judgment; and the same sheriff shall have power and authority to adjourn the said proceedings from day to day until the same shall be completed; and the inquisition thereupon taken, if signed by seven or more of the said jurymen, shall be also signed by the said sheriff, and shall then be binding and conclusive, to all intents and purposes whatsoever, upon the owner or owners, or persons interested as aforesaid, and upon the said mayor and city council; and the said inquisition, with the plot and certificate aforesaid, shall be returned, by the said sheriff, to the clerk of Baltimore county court, whose duty it shall be to record the same at the expense of the said corporation, and the same, or a true copy thereof, duly attested by the said clerk under his hand and seal of office, shall be good in evidence in all cases whatsoever to which it may relate, in any court of law or equity.

6. AND BE IT ENACTED, That if twelve jurymen summoned as aforesaid shall not appear at the time and place appointed as aforesaid, the sheriff of Baltimore county, or his deputy, as the case may be, shall summon other freeholders of his county from the by-standers, or who can be speedily procured to attend said service, not interested as aforesaid, and being qualified as aforesaid, to make up the said jury to the number of twelve.

If 12 jurymen shall not appear others may be summoned.

7. AND BE IT ENACTED, That the jury aforesaid, in ascertaining the value of the lands, real estate, springs, brooks, water or water-courses aforesaid, and the grounds through which the said mayor and city council may be desirous of having a right of entry and way as aforesaid, and the damage done to the owner or owners, or person or persons interested therein, by reason of the condem-

Jury to allow additional compensation to owners.