

disadvantages arising from the said railroad, they shall estimate and determine whether any, and if any, what amount of damages has been, or may be sustained by the said owner or owners respectively, and make a report thereof, accordingly, 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 said sheriff to the Clerk of the Circuit Court of his county, and by such clerk filed in his court, and shall be confirmed by said court at its next session thereafter, if no sufficient cause to the contrary thereof be shown, and when confirmed shall be recorded, by said clerk, in the records of his office, but if set aside, the said court may direct another inquisition to take place in the manner before described, whose decision shall be returned as before directed, and such valuation when paid or tendered to the owner or owners, of said property, or to his, her, or their agent or agents, attorney, legal representative, or guardians, shall entitle the said company to the estate and interest in the same thus valued, as fully as if it had been conveyed by the owner or owners of the same, and the said valuation, if not received when tendered, may at any time thereafter be received from the said company, by the said owner or owners, his, her, or their legal representatives, or guardian, provided, that no private property shall be taken by the said company, for the use of the said road, stations, depots, wharves, sidings, or any of its works, without just compensation, as agreed by the said parties, or awarded by the jury, being first paid or tendered to the party entitled to such compensation; and the said Sheriff shall 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 said sheriff may in his discretion discharge the said jury, and without any further warrant from a justice of the peace, within five days thereafter summon another jury of twenty disinterested persons as aforesaid, and the same proceeding 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 and continued until a verdict or in-

Return inquisition

Confirmed

Another inquisition

Provided

Cannot agree