

confirmed by the said court at its next term or session, if no sufficient cause to the contrary be shown; and when confirmed shall be recorded by the said clerk, at the expense of the said company; but if the same be set aside, the court shall order and direct another inquisition to be taken, in the manner above described, on a day to be named in such order, or (if not so named,) to be fixed by the sheriff, and without any further warrant from a justice of the peace being requisite; and the same proceedings shall be had thereon as in reference to the first inquisition, and so the court may from time to time order such further or other inquisition or inquisitions to be had in the premises as may be requisite, until one shall be confirmed as aforesaid; and in case the second or any other inquisition which may be confirmed by the court, shall not award to the owner or owners of the land or other property taken, a larger amount of damages than was awarded by the preceding inquisition, the court may, in its discretion, order the costs of the said second or other inquisition to be paid by such owner or owners, and the inquisition shall in all cases describe the property taken, or the bounds of the lands condemned, and the quantity or durations of the interest in the same valued for the company; and such valuation, when paid or tendered to, or paid into the said court for the owner or owners of the property, his, her, its or their legal representatives or agent, or attorney, shall entitle the said company to the estate, and interest thus valued, as fully to all intents and purposes as if the same had been duly and legally conveyed to the said company by the said owner or owners; and the said valuation, if not received when tendered, may at any time thereafter be received without costs from the said company, by the said owner or owners, his, her, its or their legal representatives or agent, or attorney; and the 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 order of the court, or warrant from a justice of the peace, shall, within five days thereafter, summon another jury of twenty in-

To be recorded.

Order other inquisitions

Entitled to estate and interest.

Cannot agree.