

hereby authorized and empowered to receive and collect all subscriptions and monies subscribed to the stock of said turnpike road and apply the same to the building, making, grading or constructing of said turnpike, and maintaining the same in proper repair, cut, dig and make a turnpike road, properly bedded, paved with stone, between the said places therein named, not to exceed sixty feet in width, with necessary slopes, of which eighteen feet shall be an artificial road of stone, the said company to use, if deemed by them expedient, the bed of the present county road between the said places, with power, however, to deviate therefrom in whole or in part, whenever the said company may deem such deviation necessary or judicious, the said president and directors first obtaining, in writing, the consent of the owners of such land over which the said road shall pass, or if such consent cannot be had, and the said company deem it necessary to pass through the said land for the said road, then the president and directors, on behalf of the company, shall apply to the justice of the peace for the said county, who shall thereupon issue his warrant, directed to the sheriff of the county, commanding him to summon twenty disinterested persons, qualified, to serve as jurors in the "Circuit Court" to meet on the said land at the proper time, as directed by said sheriff, giving at least five days' notice, to the parties interested, or their agents, and after four of the jurors so summoned are stricken off the panel by the said president or his agent, and four others by the person or persons interested in said land, or his or her agent, or in the absence of either party, or their refusal to strike off, four shall be stricken off by said sheriff, and [the] sheriff shall qualify the remaining jurors, either by oath or affirmation, as the case may be, justly, truly and impartially to value such damages as may be sustained by the owner or owners of such land by reason of such road passing through the same, and make true inquisition and return of the amount of such damages, taking into consideration the advantages and disadvantages, if any, which may be sustained by the owner or owners of said land, under their hands and seals, to the justice who issued the warrant, and that the said finding and decision of said jurors shall be returned by the said justice of

Consent of owners.

Apply to Justice of Peace.

Jurors stricken off.

Value such damages.

Finding and decision.