

SEC. 15. *And be it enacted*, That the directors of said company, or a majority of them or their agents, may agree with the owner or owners of any lands, earth, timber, stone or other material for the construction or repairs of any part of said road or branches, or its works, for the purchase, use or occupation of the same, and in case they cannot agree, or if the owner or owners, or any of them, be a *feme covert*, under age, *non compos mentis*, or out of the county in which the property wanted may be when such land or material may be needed, on application to a justice of the peace of said county, who shall issue his warrant under his hand and seal to the sheriff of said county, requiring him to summon a jury of twenty inhabitants of said county, qualified to serve as jurors in the circuit court of said county, and not interested in the premises, to meet on the land to be valued or where the materials needed are, on a day to be specified in said warrant, not less than ten nor more than twenty days after issuing the same, of which the said sheriff shall give five days' notice to all parties interested, if in the county, and in case any of the jurors aforesaid do not attend, the said sheriff shall *instanter* summon as many jurors as may be necessary, with the jurors in attendance, to furnish a panel of twenty jurors in attendance, and from them each party, his her or their agent may strike off four jurors, and if either of them be not present in person or by agent or attorney, or if present shall fail or refuse to strike off four jurors, the sheriff may then strike off of said panel as many jurors as may be necessary to leave twelve jurors only on said panel, and the twelve jurors thus remaining shall act as a jury of inquest of damages, and before they shall act as such the said sheriff shall administer to each of them an oath or affirmation that he will justly and impartially value the damages and benefits which the owner or owners of such land or property will sustain by the use and occupation of the same required by said company; and if requested by either party or their agents or attorneys, the sheriff shall summon such witnesses as either party shall desire, and the parties or their agents, or any of the jurors, may examine them on oath or affirmation administered by the sheriff in relation to the value of the property to be condemned, and the damages and

Agree with  
owners of land

Sheriff sum-  
mon jury.

Give five days'  
notice.

Who to strike  
off.

Summon wit-  
nesses.