

as the parties may require, and shall examine them on oath or affirmation, to be administered by the sheriff, in relation to the value of the property to be condemned; and after the testimony is closed, and without unnecessary delay, and after having made a fair and just comparison of the advantages and disadvantages arising from said railway, they shall examine and determine whether any, and if any, what amount of damages has been or may be sustained by said owner or owners respectively, and make 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 said sheriff to the clerk of the Circuit Court for his county, and by such clerk filed in his court, and unless sufficient cause to the contrary be shown within thirty days after said inquisition has been filed, the same shall forthwith be confirmed by said court, and when confirmed, it shall be recorded by the said clerk at the expense of the said railway company; but if set aside, the said court shall direct another inquisition to take place in the manner before described, and in case the second or any other inquisition which shall be confirmed by the court shall not award the land owners a larger amount of damages than was awarded by the first inquisition, the court may, in its discretion, order the costs of said inquisitions, or either of them, to be paid by the owner or owners of said land, or materials condemned; and the inquisition shall, in all cases, describe the property taken or the bounds of the lands condemned and the quality or duration of the interest in the same valued for the company, and such valuation, when paid or tendered to the owner or owners of the property, his, her or their heirs, legal representatives or assigns, shall entitle the said company to the estate and interest in the same thus valued as if it had been legally 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 without cost or interest from said company by the owner or owners, his, her or their heirs, legal representatives or assigns, and the sheriff shall keep the said jury together for a reasonable time until they shall agree upon and sign and seal said inquisition; and in case it shall so happen

Determine
damages.

Confirmed by
court.

Owner to pay
costs.

Entitle to es-
tate.