

materials may be, which justice 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 county court, to meet at a place where the said materials may be, four of whom may be stricken off the panel by the said president and directors or their agent, and four by the person or persons interested, or in his, her or their absence by the sheriff, and the said sheriff shall qualify the said twelve remaining persons, either by oath or affirmation, as the case may be, justly, truly and impartially, to value the damages which may be sustained by the owner or owners of such materials required by such company, and the said persons shall, after valuing the damages which may be sustained by the owner or owners of such materials, and return under their hands and seals, to the justice who issued the warrant, one copy of their said valuation, one other copy to the president of the said company, and one other copy to the owner or owners of the said materials, if such owner shall reside in the county where the said materials may be, and shall not be under any legal disability to receive the money adjudged, and give sufficient discharges therefor; and the president and managers shall pay, or secure to be paid, the damages so adjudged before they shall proceed to remove the said materials, and if the owner or owners of such materials shall reside out of the county, or be under any legal disability, then the president and managers shall enter into bond conditioned for the payment of the damages assessed to the person or persons who may be duly authorised to receive the same, and shall lodge said bond and a copy of said valuation in the office of the clerk of the county court, to be by him recorded, and upon such bond, or any office copy thereof, suit or suits may be instituted against the obligors therein named, by any person or persons entitled to receive such damages, and the justice and sheriff shall be entitled to receive the same fees for services under this act, as they are allowed in similar cases, and the persons summoned as jurymen to value the damages sustained as aforesaid, shall each receive one dollar for every day he shall attend for that purpose; which fees and allowance shall be paid by the president and managers of the company, at whose instance the persons may have been summoned, and the said president, managers and company, and all the persons employed by them, shall have power to remove the said materials for making the road aforesaid, from and over any ground not in grain or meadow, on their paying to the owner or owners of such ground a reasonable compensation for any injury or damages occasioned by such removal, to be ascertained by a jury, in case the same cannot be obtained by consent or agreement of the parties.

SEC. 12. *And be it enacted.* That the said president, managers and company, shall cause the said road to be laid out and opened sixty feet wide, and bridges to be erected over all the waters crossing the same road, and shall cause eighteen feet thereof, in breadth, at least, to be made an artificial road which

Road prescribed.