

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 land 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 further order of the court or warrant from a justice of the peace, shall, within five days thereafter, summon another jury of twenty inhabitants as aforesaid, who were not upon the former jury, and the same proceedings shall be had thereupon in all respects as is hereinbefore provided, and in case of a second or other disagreement of the jury, the same proceedings shall be had until an inquisition shall be agreed upon, made and returned as aforesaid, and the said company shall have the right at any stage of the proceedings under any such warrant as aforesaid, and before the agreement of any such jury, to dismiss the said proceedings thereunder, and after dismissing the same, the said company may, at any time, apply for and obtain another warrant from a justice of the peace, under which the same course of proceedings may be had as aforesaid as fully as if the former warrant had not been issued.

Powers of  
condemnation.