

agree with the owner or owners of any land or real estate, and to receive conveyances of the same for the purposes aforesaid; and if said owner or owners cannot agree with said president and commissioners, or should said owners, or any of them, be *feme covert*, infants, *non compos mentis*, or non-residents of Cecil county, the said president and commissioners shall be authorised to make application to any justice of the peace of said county for a warrant, to be directed to the sheriff of said county, requiring him to summon twenty residents of the county, qualified by law to serve as jurors, not related to the parties nor in anywise interested, to meet on or near the land or real estate to be valued, on a day named in said warrant, not less than ten nor more than twenty days after the issuing of the same, and the said justice of the peace shall thereupon issue said warrant under his hand and seal.

Authorised to strike off four jurors.

SEC. 3. *And be it enacted*, That should any of the jurors summoned by the sheriff be absent, he shall be authorised forthwith to summon as many as may be necessary to act with those in attendance, and from the said panel of jurors so summoned, the said president and commissioners and the party whose lands are to be valued and condemned, shall each, in person or by attorney, and in case of the absence of or refusal by either party, the sheriff shall be authorised to strike off four jurors, and the remaining twelve shall be the jury of inquest of damages.

Oath to be administered.

SEC. 4. *And be it enacted*, That before said jury proceeds to act the sheriff shall administer to each juror an oath or affirmation justly and impartially to value the damages which the owner or owners will sustain by the use or occupation of the said land or real estate for the purposes aforesaid, and the jury in estimating said damages shall take into consideration the benefits and advantages resulting to said owner or owners from opening, widening or laying out said streets, lanes or alleys through, along, or near to the property of said owner or owners.

Inquisition to be in writing.

SEC. 5. *And be it enacted*, That the jury shall reduce their inquisition to writing, and shall therein describe the property to be taken, by metes and bounds, and they shall also set forth

the whole owners co or duration which the are entitled signed an sheriff, w the Circuit said Cour

SEC. 6. sition sha term succieient caus confirmed said court at the san said found party con owners th for life, or

SEC. 7. firmation or tender to the ow her or the dent and o the estat owners in ses afores been conv damages may be re president owners or

SEC. 8. court for inquisiti be ordere the clerk sheriff, w before pre to the nex as afores

SEC. 9. and com any prop before pa