

tract for which said school house is to be built or purchased, shall in the opinion of the board of School Commissioners, be required to accommodate over one hundred pupils.

SEC. 4. *And be it enacted*, That in case the said School Commissioners shall not be able to agree with the owner or owners of any piece or parcel of land, which may be designated as a site or location for a Public School House, in any one of the school districts authorised to be laid off by this act, as to the price or compensation for said piece or parcel of land; or in case the owner should be a *feme covert* or *non compos*, or an infant or out of the State or county, the said School Commissioners or any person authorised by them for that purpose, may apply to a justice of the peace of the election district, in which such piece or parcel of land may lie, for a warrant directed to the sheriff of the county, commanding him to summon twenty disinterested persons qualified to serve as jurors in the Circuit Court for the county, to meet on the premises, which are to be valued, on some certain day to be named in said warrant, of which warrant and the day named therein for the meeting of the jury, twenty days notice shall be given previous to such day, by the School Commissioners of Baltimore county, to every owner or person interested as aforesaid, or to his or her guardian or husband, as the case may be, and if the parties or owners reside out of the State, or are unknown, such notice shall be published in one newspaper of the county aforesaid, for four weeks, prior to the day of meeting of the jury; and from the list of jurors so returned and attending, it may be lawful for the owner of the land to strike four, and for the said School Commissioners to strike four, so that the number of jurors be reduced to twelve, and in case either party shall neglect or refuse to strike off the names of jurors, then it shall be the duty of the sheriff or his deputy, who shall attend upon the premises to be condemned, to strike off the jurors for the party or parties so refusing or neglecting, so that the number of jurors be reduced to twelve as aforesaid; and before the said jury act as such, the sheriff or his deputy shall administer to each of them an oath or affirmation, as the case may be, that he will justly

Mode of proceeding in a case of condemnation.