

and impartially value the damages which the owners or parties holding an interest therein will sustain by the use and occupation of said land for a public school, and it shall be the duty of the twelve jurors, to inquire into, assess and ascertain the sum or sums of money to be paid by the said School Commissioners for the lands condemned for the use aforesaid, and the said jury shall reduce their inquisition to writing, and shall sign and seal the same, and it shall then be returned by the sheriff to the clerk of the Circuit Court of said county, and by such clerk filed in his office, and it shall be confirmed by said court at its next session, if no sufficient cause to the contrary be shown, and when confirmed, shall be recorded by said clerk at the expense of the said School Commissioners; but if not confirmed, the court shall direct another inquisition in the manner above described, if the School Commissioners shall demand it, and the said inquisition shall describe the property taken, giving the bounds of the lands condemned, and the quantity and interest valued to the School Commissioners aforesaid, and such valuation when paid or tendered to the owner or owners of such property, or his, her or their legal representatives, shall entitle the said School Commissioners to the use, estate and interest in the same, thus valued, as fully as if it had been conveyed by the owner or owners of the same, and if such owner or owners reside in the county where the said piece or parcel of land may lie, and shall not be under any legal disability to receive the moneys adjudged, and to give a sufficient discharge therefor, the said School Commissioners shall pay or secure to be paid, the damages so adjudged, before the said piece or parcel of ground shall be fully condemned for the use of a public school, and before they shall proceed to occupy the premises, and to erect a school house thereon; and if the owner or owners of said piece or parcel of land, shall reside out of the county, or be under any legal disability, then the said School Commissioners shall lodge with the clerk of the circuit court for said county, the amount of damages adjudged to the owner or owners of said land, which said sum of money shall be by the said clerk deposited in bank, at interest, under the order of the judge for

said Circuit Court of said county, and the said court shall have jurisdiction of the same.

SEC. 5. The peace shall be kept, and the same shall be maintained, and the same shall be allowed, and the same shall be sustained, and the same shall be commanded, and the same shall be for the purpose, and the same shall be by the School Commissioners.

SEC. 6. Of four copies of this act, one shall be filed in the office of the clerk of the circuit court for said county, and one shall be filed in the office of the clerk of the circuit court for each county in which the same shall be carried into effect, and one shall be filed in the office of the clerk of the circuit court for the county in which the same shall be carried into effect.

SEC. 7. This act shall go into effect from and after the first day of January next.

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