

time appointed, the Sheriff or his Deputy shall strike in behalf of such person not attending.

VIII. *And be it further enacted by the authority aforesaid,* That the seven persons so struck to serve as aforesaid shall be summoned by the Sheriff to attend upon the premises in respect to which the damages are claimed as aforesaid, giving not less than ten days notice of such attendance, and that the Sheriff or his Deputy shall also attend at the time so appointed, and shall administer to the five persons who shall first answer upon being called in the order in which they shall stand upon the original list the oath following, that is to say.—“I A. B. do swear that I will well and truly assess the damages upon the claim of C. D. according to the Act in that behalf,” and thereupon the said jury having viewed the premises and received the testimony upon oath, or affirmation, of such witnesses as shall be brought before them, (which oath or affirmation the said Sheriff or his Deputy is hereby authorized to administer) shall deliver their verdict by the opinion of the majority of such jury, of the amount of damages to be paid to such claimant.

Sheriff to attend with Jury on the premises, and take verdict.

Five Jurors to be sworn to try.

Verdict to be by the majority.

IX. *And be it further enacted by the authority aforesaid,* That in estimating the claim of any individual to compensation for property taken, or for damage done under the authority of this Act, the arbitrators or jury assessing such damages shall take into their consideration the benefit likely to accrue to such individual from the construction of the said Canal by its enhancing the value of his property or producing other advantages: *Provided always nevertheless,* That it shall not be competent to any Arbitrators or Jury to direct any individual claiming as aforesaid to pay a Sum in consideration of such advantages, over and above the amount at which the damages of such individual shall be estimated.

In estimating compensation, the advantages of the Canal are to be considered.

Restriction.

X. *And be it further enacted by the authority aforesaid,* That the Party desiring such Jury to be summoned, shall pay to the Sheriff for striking and summoning the same, and for attending and taking the verdict, the Sum of Five Pounds, and to each Jurymen attending in pursuance of such Summons, the Sum of Fifteen Shillings.

Charges of Sheriff and Jury.

By whom paid.

XI. *And be it further enacted by the authority aforesaid,* That when it shall appear necessary to cut into any Highway, in order to conduct the said Canal through the same, the Officer aforesaid shall, within one month, cause to be constructed a secure, sufficient, and commodious Bridge, for the passing of Carriages, in order to re-establish the communication between the several parts of such Highways.

Bridges to be built across highways intersected.

XII. *And be it further enacted by the authority aforesaid,* That if any person or persons shall wilfully or maliciously break down, damage, or destroy, any Bank, Lock, Gate, Sluice, or any Works, Machine, or De-