

through or over which the said intended Rail-road should pass by reason of the passage of the said Rail-road through or over the same, and to set off or compensate the said increased value that would attach to the said lands or grounds, against the inconvenience, loss or damage, that might be suffered or sustained as aforesaid, and the said Jury shall distinguish the value set upon the lands, and the money assessed or adjudged for damages separate and apart from each other; and the said Court shall give judgment for such sum, rent or indemnification so to be assessed by such juries, which said verdict, and the judgment so thereupon pronounced, shall be binding and conclusive to all intents and purposes against the Queen's Majesty, Her Heirs and Successors, and against all bodies politic, corporate, or collegiate, or communities, and all persons whomsoever.

XVI. And be it enacted, That in all cases where a verdict shall be given for more money as an indemnification or satisfaction, for any lands, grounds, or hereditaments or property, or for any annual rent of any lands, grounds, hereditaments or property, of any person or persons whomsoever, than had previously been offered by or on behalf of the said Company, then all the expenses of summoning such Jury and taking such inquest, shall be settled by the Court and defrayed by the said Company of Proprietors, but if any verdict shall be given for the same or a less sum than had been previously offered by and on behalf of the said Company, or in case no damages shall be given by the verdict when the dispute is for damages only, then and in every such case, the costs and expenses shall be settled in like manner by the Court, and be borne and paid by the party or parties with whom the said Company shall have had such controversy; which said costs and expenses having been so settled, shall and may be so deducted out of the money so assessed and adjudged, when the same shall exceed such costs and expenses, as so much money advanced to and for the use of such person or persons; and the payment or tender of the remainder of such money

As to cases in which a jury allows more money than previously offered.