

Authorized to purchase real estate, &c.

Sec. 7. *Be it enacted*, That the said Commissioners, or a majority of them, be and they are hereby authorized to agree with the owner or owners of any land, real estate, spring, brook, water or water course, as aforesaid, earth, timber, stone or other materials which the said Commissioners may conceive expedient or necessary to purchase and hold for the purpose of introducing water into the said city.

Jury to be summoned.

Sec. 8. *Be it enacted*, That if they, or a majority of them, cannot agree, or if there be any incapacity or disability to contract with the owner or owners of such land, or real estate, spring, brook, water or water course as aforesaid, earth, timber, stone or other materials, or with the owner or owners of such lands through which the said Commissioners, or a majority of them, may find it necessary to have a right of entry and passage for the purpose of conveying the said water into the said city, or if such owner or owners shall be absent out of the State, or unknown, it shall be lawful for the said Commissioners, or a majority of them, or the Mayor and Councilmen, to apply to any Justice of the Peace for Allegany county, who shall thereupon issue his summons, under his hand and seal, directed to the Sheriff of said county, requiring him to summon a jury of twenty inhabitants of said county not interested in the property to be valued, to meet on the land or near the other property to be valued, on a day named in said summons, not less than nor more than twenty days after the issuing of the same.

Sheriff may strike off.

Sec. 9. *Be it enacted*, That if at the time named in said summons any of said jurors summoned do not attend, the Sheriff shall immediately summon as many jurors as may be necessary with the jurors in attendance, and from them each party or his agent, or if either be not present in person or by agent, the Sheriff for him may strike off four jurors, and the remaining jurors shall act as the jury of inquest of damages.

Oath to be administered.

Sec. 10. *Be it enacted*, That the Sheriff shall, before the said jury shall proceed to act, administer to each of them an oath that they will justly and impartially value the damages which the ow-