

CHAP. 12.

also a reasonable compensation to their surveyor and clerk, whom they are hereby authorised to employ, apportion the whole damage amongst the persons benefitted by such opening and extension, and shall also declare what sum of money each individual benefitted thereby shall respectively contribute and pay towards compensating the person or persons injured by opening and extending said street; and the names of the persons, and the sums of money which they shall respectively be obliged to pay, and the time within which it is to be paid, not in any event to exceed sixty days, shall be returned, under the hands and seals of the said commissioners, or a majority of them, to the register aforesaid, to be filed and kept in his office, and the persons benefitted by the opening and extending of said street, and assessed as aforesaid, shall respectively pay the sums of money so charged and assessed to the collector of the city of Baltimore on demand.

Collector to demand payment of monies assessed.

3. AND BE IT ENACTED, That it shall be the duty of the collector of the city of Baltimore, and he is hereby authorised, at and upon the expiration of the time limited by the return of the commissioners aforesaid for the payment of the said sums of money assessed and charged as aforesaid, to demand payment of the same, by giving ten days notice in one or more newspapers printed in the city of Baltimore, to the persons interested, to pay the same; and in default of such payment, he is hereby authorised, upon ten days notice as aforesaid, to sell the property of such person benefitted thereby, as shall neglect to pay, and after deducting the amount of the sum due by such person, with interest, and the expenses of advertising and of the sale, and a commission of six *per cent.* for his own trouble, he shall pay the balance over to the person or persons owning such property; and he shall execute a deed for the property sold, to the purchaser or purchasers, which shall be good and available in law to pass the fee simple estate in the same; and the said collector shall in all cases in which he may receive monies from the persons benefitted as aforesaid, or by sale as aforesaid, pay over the same, on demand, to the persons entitled to receive it, after first deducting a commission of three *per centum* which he is hereby authorised to charge.

Sums assessed to be a lien on property.

4. AND BE IT ENACTED, That the sums of money so assessed and charged as herein before directed, to each individual benefitted by opening and extending said street, shall be a lien upon and bind all the property so benefitted to the full amount thereof.

Streets not to be opened until damages are paid.

5. AND BE IT ENACTED, That the street aforesaid shall not be extended or opened through the property of any individual injured thereby, until the damages by him, her or them, sustained and assessed as aforesaid, shall be first paid to the said collector, or until the assent in writing of the person or persons so injured shall be first had and obtained, in which case the said assent shall be filed with the register aforesaid, who shall record it among the other papers herein before mentioned, after which the said street shall be deemed and taken as a public street and highway for ever, to all intents and purposes.