

paper printed in said town; and, provided further, that whenever said Mayor and Common Council open, lay out, extend, widen, straighten or relocate any street or alley, or any part or parts thereof, they shall establish the grade thereof, and if, in their judgment proper so to do, they shall grade the same.

APPEALS FROM STREET ASSESSMENTS.

Sec. 190. Any person who shall feel aggrieved by the decision of the Commissioners appointed to lay out such streets, as to the amount of damages allowed him, or benefits assessed against him, may appeal therefrom at any time within thirty days after said Commissioners shall have made their return to the Circuit Court for Carroll County, which said appeal shall be taken by filing written notice thereof with the Clerk of the Common Council, who shall thereupon, without unnecessary delay, transmit to said Circuit Court a record of the proceedings of said Mayor and Common Council and of said Street Commissioners in said matter, and said appeal shall be docketed upon the trial docket of the next succeeding term of said Circuit Court; the party taking said appeal to be docketed as plaintiff, and said Mayor and Common Council as defendant, and said party appellant shall thereupon be entitled to a jury trial, to assess the amount of damages payable to or amount of benefits chargeable against him, as the case may be, and the amount assessed as such damages or benefits by said jury shall stand in the place and stead of the assessment thereof by said Commissioners, and upon said appeal it shall be competent for the court to quash the proceedings upon the motion of the appellant for errors or omissions rendering the same fatally defective; and upon the trial of said cause in said Circuit Court, either may take bills of exceptions to any rulings of said court upon matters of law arising in the progress of such trial, and either party may appeal to the Court of Appeals of this State from any such rulings, or from the actions of said court in quashing or refusing to quash such proceeding.

Appeals
from street
assessments

GRADING, PAVING AND SEWERING OF STREETS.

Sec. 191. The Mayor and Common Council may, when requested in writing by the owners of a majority of the front feet of the property on any street or alley, or parts thereof, in said town, cause the same to be graded, paved, sewered, or otherwise improved, and levy the expenses thereof on the property-owner thereof, agreeably to the extent of such lots

Streets.
Grading,
paving, etc.