

SEC. 16. *And be it enacted*, That if the owner or owners of any land shall refuse or neglect for thirty days after notice to pave, kerb or repair any footway immediately before his or her land on the same side of the road, street, lane or alley therewith, as directed by any ordinance of the Commissioners consistant with this Act, the Burgess shall cause said work to be done, and collect the expenses and costs thereof in the manner that county taxes are collected in Carroll County, or by action of debt.

Refusal after
notice to pave,
repair, etc.

SEC. 17. *And be it enacted*, That the Burgess and Commissioners shall have power to provide for laying out, opening, extending or widening any street or alley in said town, and fix the dimensions thereof, which in their judgment the public welfare or convenience may require; to provide for ascertaining whether any and what amount in value of damage will be caused thereby, for which the owner or possessor of any property, through or over which such street or alley may pass, ought to be compensated and paid, and for assessing and laying either generally on the whole assessable property within said town, or specially on the property of persons benefitted by such improvement; the whole or any part of the damages and expenses which may be incurred in laying out, opening, extending or widening such street or alley; to provide in case they shall determine to levy or assess the whole or any part of said damages and expenses of the owner or owners of the property in said town specially benefitted by said improvements, for the apportionment among them of the amount of such damages and expenses so determined to be levied upon them in due proportion to the amounts of benefits by them respectively received; to provide for the appointment of Commissioners to assess said damages and benefits, and prescribe their duties and compensation; to provide for the condemnation of all land and property so taken for public use in opening, extending or widening any street or alley as aforesaid, for the notice to be given in relation thereto, for the payment of all damages so awarded and for the collection and mode of payment under any action allowed by law for the benefits so determined to be assessed, and to pass all ordinances necessary and proper to the exercise and enforcement of the powers granted in this section; provided, that no land or property shall be taken under the powers given in this section without just compensation being first paid or tendered to the party entitled to such compensation as agreed upon with the owners of such property, or awarded by a jury summoned for the purpose by the sheriff of Carroll County in the mode

Power to
provide for
opening
streets, etc.

Commissioners
to assess
damages and
benefits.