

the party injured, to be recovered before a single magistrate ; *Provided always*, that the owner or owners of any lands through which a ditch, laid out as aforesaid, may run, shall not be debarred the privilege of crossing the said ditch with convenient bridges, and the necessary fences for enclosing and dividing his lands.

When lands are overflowed, notice to be given, &c.

SEC. 8. *And*, whereas the natural drains, sinks and branches, are frequently choked up by the falling down of trees, or other obstructions, so as to occasion the adjacent land to be overflowed with water, *Be it enacted*, that the person or persons, whose lands, in the counties aforesaid, shall be overflowed with water in consequence of impediments from the falling of trees, or the floating of timber, or other obstructions, across any natural drain, sink or branch, may give notice to the owner of the land on which such impediment may be, and if he shall refuse or neglect to remove the same after two days notice, then it shall be lawful for the person or persons, whose lands may be overflowed as aforesaid, to cause the said impediment to be removed.

Proviso.

SEC. 9. *Provided always, and be it enacted*, That nothing in this act shall be construed to affect the rights of the owners of water mills, nor shall any commissioner under this act have power to lay out a ditch to draw off the water from any water mill.

Allowance to commissioners, &c.

SEC. 10. *And be it enacted*, That each commissioner shall be entitled to seven shillings and six-pence for every day he shall attend in the execution of such commission ; that any person, acting as surveyor, shall receive such per diem allowance as shall be adjudged by the commissioners, not exceeding fifteen shillings for every day he shall necessarily be employed ; that each chain-carrier shall be entitled to receive five shillings ; to be paid by the person at whose request the service shall be performed, and, if necessary, attachment shall be issued by the county court to compel such payment.

LEVY COURT.

1827, ch. 36, repealed by 1829, ch. 18 ; 1829, ch. 18, merged in 1838, ch. 235, ante page 1876.

AN ACT to regulate the per diem of Justices of the Levy Court and Trustees of the Poor for Dorchester County, and for other purposes. 1830, ch. 84.

Allowance to witnesses.

SEC. 1. *Be it enacted, by the General Assembly of Maryland*, That each and every witness hereafter to be summoned to attend at any court in Dorchester county, shall be entitled to receive for each and every day he shall attend as such, the sum of sixty-two cents, and in addition thereto an allowance of three