

be lawfully convicted thereof before a justice of the peace of the county, he shall forfeit and pay for every such offence a sum not less than two nor more than twenty dollars—to be recovered by the managers for the time being, and applied to the use of said ditch.

93. The commissioners appointed as hereinbefore directed, shall each receive for every day's attendance in the discharge of their duties, the sum of one dollar.

94. The managers appointed as aforesaid, shall each receive one dollar and fifty cents for every day they shall be engaged in the discharge of their duty; the surveyor, such reasonable compensation as shall be agreed upon between the parties; and the clerk of the county commissioners, who is hereby required to keep a record of the order and report, shall be entitled to receive for every order made and certified under his seal of office, fifty cents; for recording the report, endorsing the confirmation thereon, and filing the same on record, twenty-five cents.

95. If any commissioner appointed in any order, original or of review, shall die, or remove from the county, or be otherwise unable to act, the county commissioners, as soon as practicable thereafter, shall appoint another person in his stead; and the order and report thereon shall be executed and received in the same manner by the county commissioners as if the person originally appointed had acted.

96. Nothing herein contained shall be so construed as to authorize the removal of any mill dam, or interference with the legal water rights appertaining to mills, nor to divert the water so as to deprive the owner over whose lands said water flows, of the benefits and water rights now enjoyed by him.

97. In case of the property or interest of any minor not having a guardian being affected by the draining of any swamp or low ground, as hereinbefore provided, the Orphans' Court of said county shall appoint a guardian to protect the interest of such minor.

98. If any owner of land or other property affected by any proceedings hereinbefore authorized, lives out of the State, a written notice of thirty days served on the tenant or agent of