

42. The mayor and councilmen shall have power to provide for laying out, opening and extending any street or alley within the city, which in their opinion 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 which such street or alley may pass, ought to be compensated, and for assessing and levying either generally on the whole assessable property within the city or specially on the property of persons benefited, the whole or any part of the damages and expenses which will be incurred in laying out or extending such street or alley; for granting appeals to the Circuit Court for Allegany county from the decisions of any commissioners or other persons appointed in virtue of any ordinance to ascertain the damage occasioned by the opening or extending of such street or alley, and for securing to the person injured the right, on application within thirty days from the return of the report of the commissioners, to have decided by a jury trial whether any and what damage he has sustained; to provide for collecting and paying the compensation awarded to any person before any street or alley shall be so opened or extended, and to enact all ordinances from time to time necessary and proper to the exercise of the powers granted in this section; *Provided*, that before the mayor and councilmen proceed to execute any of the powers vested in them by this section, at least thirty days' notice shall be given of any application which may be made for the passage of any such ordinance, by advertisement, in at least two newspapers printed in said city.

43. Upon the return of any assessment made under any ordinance passed under the preceding section, the clerk of said city shall cause a copy thereof to be published for thirty days in at least two newspapers, printed in said city.

44. The mayor and councilmen 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 city, cause the same to be graded, paved or otherwise improved, and levy the expenses thereof on the property binding on said street or alley, agreeably to the extent of such lots thereon, and collect the expense of paving, grading, or otherwise improving the same, as directed in the next succeeding section.