

call in the county surveyors for the purpose of ascertaining where the center of the said road is, so as to know where the fifteen feet from the said center of the said road will run and be located, and if the said surveyor shall decide in favor of the location made by the supervisor then the party appealing to said surveyor shall pay the expenses of said survey; but if the said surveyor shall decide that the location made by the said supervisor is not correct, and that it is an injury to said party so appealing, then the County Commissioners shall pay the said surveyor four dollars for each day he may be employed in surveying said road; but said surveyor shall not charge for any survey made on any road unless he shall have been called in on an appeal from the action of some road supervisor of the public roads in said county. Surveyors.

128. The County Commissioners of Wicomico County shall have the power by ordinance or resolution of condemning, laying out, opening, extending and making new roads and for altering, straightening, widening, grading, improving or closing up in whole or in part any existing road, and for removing trees, posts and other obstructions and for laying out public drains, watercourses and public landings on any navigable waters in Wicomico County, when in their opinion the public necessity or convenience require the same, without any previous application or petition; the County Commissioners may contract with the owner or owners of the land for the purpose of laying out, opening, extending and making new roads, and for altering, straightening, widening, grading, improving or closing up in whole or in part any existing road or for a public drain or public landing, for the right of way over the land necessary for any said road or for land for public drains and public landings if he, she or they be competent to contract; and in case the said County Commissioners shall so contract they shall cause a plat of the said road to be made by a competent surveyor and filed and recorded in the office of the Clerk of the Circuit Court for Wicomico County, with the deed or deeds conveying the land so acquired, which plat shall be referred to in and shall be a part of said deed or deeds, and the lands so conveyed shall be and become thenceforth the property of Wicomico County, and be subject to the purposes and uses for which granted; if, however, the County Commissioners aforesaid shall proceed by condemnation in the exercise of the powers herein granted, all benefits or damages done, suffered or incurred by laying out, opening and making of new roads, or by altering, straightening, widening, grading, improving or closing up, in part or in whole, any existing road or County Commissioners' power.
Plat of road to be made.