

1830.
CHAP. 168.

Plot to be
made, &c.

the alteration hereby provided for, will be for the benefit and advantage of the minor owners of the said ground, and to express their opinion of the same upon the record to be kept of their proceedings; and if the said commissioners shall be of opinion that the said alteration will not be for such benefit and advantage, then all further proceedings under this act shall cease.

Sec. 7. *And be it enacted*, That the said commissioners, if no application shall be made to Baltimore city court as above provided, shall return a plat of the said square to the register of the city of Baltimore, (designating thereon the streets and alleys condemned as aforesaid by them, by such names as they may deem proper,) and shall also make out a fair report of their proceedings under this act, together with a plat of the aforesaid square of ground, according to its new location and division, and return the same to the chancellor of Maryland, to be recorded among the records of the chancery court, with the proceedings relative to the division of the estate of the late John Eager Howard; and any one of the parties interested shall be at liberty, within six months after such return shall have been filed, to enter an appeal to the court of chancery from the judgment of the said commissioners, so far only as the valuation and apportionment of the lots may be concerned, if not before decided on by Baltimore city court, but not as to the location of the lots, or condemnation of the streets; and the chancellor shall, upon such application, have full power, according to the usages of the said court, to entertain, hear, try, and decide on the matters so authorised to be brought before him, and may, at the instance of any person interested, direct an issue to Baltimore county court to ascertain the value of the whole, or of any part of the said property, or any other fact which he shall deem necessary; and may also direct testimony to be taken, and decide according to the equity and right of the matter; and such decision shall be final and conclusive.

Act not to take
effect until as-
sented to by
mayor, &c.

Sec. 8. *And be it enacted*, That this act shall not take effect, unless the mayor and city council of Baltimore shall within twelve months after the passage thereof, pass an ordinance assenting to the same, and undertaking also in the said ordinance, to dig down and fill up Charles-street, or Washington-place, between Centre and Madison-streets, and Monument-street between Cathedral and Saint-Paul's streets, to their proper grade, within twelve months after passing such ordinance, and also to guaranty the owners of property thereon, against the expense of any extra paving above what they would be liable for according to the present width of the said streets.