

to time, or may permit such amendments to be made in the plot and return as to them may seem, right and necessary, and shall have full power and authority to reject or confirm the return of the examiners, and to decree the road to be opened, straightened, altered or shut up, or not, as they may think just and right between the parties, and consistent with the general good; and if they shall determine to confirm the return of the examiners, they shall have power to enlarge the damages proposed to be allowed to any person or persons as they may think right, but shall not in any case reduce or diminish them without the express assent in writing of the party.

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Sec. 7. *And be it enacted*, That if any owner or owners of the land through which such road is located, shall deem himself, herself or themselves, aggrieved by reason of the inadequacy of damages or compensation allowed to him or them by the decree of the said commissioners, the party so aggrieved shall have the right of appealing for redress to the county court, in which the case shall be tried by a jury upon an issue or issues framed under the direction of the court, and therein the party appealing shall be the plaintiff, and the commissioners of Washington county defendants, and the decision of such jury shall be final and conclusive; *Provided*, that the said right to appeal shall cease unless the party shall, within one month after the date of the decree of the commissioners, file with the clerk of said commissioners, notice in writing that he, she or they, claim the right of appealing; and upon the receipt of such notice it shall be the duty of said clerk to transmit to the county court at their next term, the commission and return, plot and decree, and all other papers filed in the case, to be laid before the jury.

Persons aggrieved may appeal.

Provide

Sec. 8. *And be it enacted*, That in case the commissioners aforesaid should reject the return of the examiners, all the costs and charges incurred in giving notice as aforesaid, and by allowance to the examiners, to the surveyor and chain-carriers, and otherwise, shall be paid by the petitioners, each one of whom shall be answerable for the same; and if the commissioners shall confirm the return of said examiners, then all of the said expenses, together with the whole amount of the damages as assessed and allowed, shall be paid by the commissioners aforesaid to the persons entitled to receive the same, before the road, or any part thereof, shall be opened.

Costs.

Sec. 9. *And be it enacted*, That whenever the said commissioners shall as aforesaid order and decree that any road shall be opened, straightened, or altered, and shall cause a copy of their decree, together with the plot and return, to

Decree to be recorded.