

CHAP. 257.

session, of the year eighteen hundred and seventeen, chapter one hundred and forty-eight; and the said street, when opened and extended, in the manner herein mentioned, shall be deemed and taken, and is hereby declared to be a public street and highway, forever thereafter; and the said commissioners, or a majority of them, are hereby required to return a plot of said street, when opened and extended, to the office of the register of said city, there to be filed; and if a vacancy should occur by the refusal to act, resignation, death, or other inability of any commissioner, the vacancy shall be supplied by a new appointment or appointments, to be made by as many of said commissioners as may consent to act.

Street made public.

Plot.

Vacancies in commissioners.

Assess damages and benefits.

Sec. 2. *And be it enacted*, That the aforesaid commissioners, or a majority of them, shall, after having given at least ten days notice, in the daily newspapers published in said city, proceed to assess and value, on oath or affirmation, as the case may be, what damages may be sustained by any person or persons whomsoever, by opening and extending said street; and shall also declare what sum of money each individual or company, benefitted thereby, shall respectively contribute and pay towards compensating those who are injured by the opening and extending said street, and defraying the expenses incurred in the execution of this act; and the name or names of the person or persons or company, and the sum of money which they respectively shall be obliged to pay, or which they may be entitled to receive, shall be returned under the hands and seals of the said commissioners, or a majority of them, to the register of said city, to be filed and kept in his office.

Returns thereof.

Notice required.

Sec. 3. *And be it enacted*, That the register of said city shall give notice of the said returns, in the daily newspapers published in said city, immediately after the same are made and by him received; and all persons or corporations, considering themselves aggrieved, may, within thirty days after the first publication of such notice, appeal therefrom, by petition in writing, to the judges of Baltimore city court, praying the said judges to review the same; and it shall be the duty of said register to state in his said notice, that every party interested therein is entitled to an appeal; and on such an appeal being made, the said judges, or a majority of them, or the chief judge, if the said court is not in session, may appoint a day for hearing said appeal, not less than five nor more than thirty days after the expiration of thirty days, limited for making appeals as aforesaid; and shall direct the clerk of said court to issue a subpoena duces tecum, to the said register, requiring him to produce before said court

Appeal provided.

Proceedings therein.