

CHAP. 62.

tions, amendments and additions to be made to and of the said returns, as the said judges shall deem requisite, and the said judges on application of the applicants, or any of them, in the particular case to be tried, or any of the applicants, if said appeals be consolidated as aforesaid, shall direct the sheriff of Baltimore county to summon twelve or more persons, qualified to be jurors of their court, and shall empanel any twelve disinterested persons so summoned, to try any cases of appeal aforesaid, on said consolidated cases, and to try any question of fact, or to ascertain and decide on the amount of damage or benefit under the direction of the said court, and the said judges shall not reject or set aside the return of the commissioners for any defect or omission, either in form or substance, but shall amend and supply all such defects and omissions; and conformably to the verdict or verdicts of any jury or juries aforesaid, or any decisions as aforesaid, of said cases of appeal, reduce or increase the amount of damage or benefits assessed, and alter, modify and correct the said return, in all or any of its parts, as to the said judges or chief justice, or a majority of them, shall seem just and proper, and shall cause their proceedings and decision on the said return and appeals, certified by their clerk, under the seal of their court, to be transmitted to the register of the city of Baltimore, which shall be final and conclusive in every respect.

Costs of appeals

Sec. 4. And be it enacted, That the said judges of Baltimore city court shall have full power in their discretion, to add the reasonable cost of any appeal to be taxed by them or any part thereof to the damages to be collected for the opening of said street, or to require such cost or any part thereof to be paid by all or by either of the appellants, as the circumstances of each appeal in their opinion shall justify.

Powers to collect.

Sec. 5. And be it enacted, That within ten days after the time herein before limited for making appeals shall have elapsed, if no appeal shall have been prayed, or after the return of the decision on any appeal or appeals to the Register of said city as aforesaid directed, it shall be the duty of the said Register to give thirty days notice in two of the newspapers in the city of Baltimore of the time of the payment and of the saving of commission as herein after provided, which time shall be in forty days after the final return of the commissioners or judges as the case may be, and should any of the sums assessed as aforesaid or any part of any such sum not be paid to the said Register within the time so limited, the city collector shall then proceed to sell the property or any part thereof on which