

longing to them respectively, to be occupied by such road.

CHAP. 220.

SEC. 6. And be it enacted, That after the return shall be made as aforesaid, by the examiners, the levy court shall appoint a day for final hearing, being not less than thirty days from and after that on which such return shall have been made, whereof three weeks public notice shall be given in at least one newspaper, published in said county, if a newspaper be published therein, and by advertisement set up at the court house door of said county, warning all persons interested to appear before the said court, to shew cause why the return of the examiners should not be ratified and confirmed.

Day for final hearing

Notice required

SEC. 7. And be it enacted, That upon hearing the parties, and the testimony which may be adduced, the said levy court may adjourn or postpone the case from time 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, 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.

General powers to the levy court

SEC. 8. And be it enacted, That if any owner or owners of the land though which such road is proposed to be opened, straightened, or altered, shall consider himself, herself, or themselves, aggrieved by reason of inadequacy of damages or compensation allowed to him, her, or them, by the decision or decree of the said Levy Court, 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 issue, or issues, framed under the direction of the court, and therein the party appealing shall be plaintiff and the Levy Court of Montgomery county, defendant, and

Right of appeal

Proceedings directed