

money as may be a charge upon the county, under and by virtue of this act.

CHAP. 220.

SEC. 12. *And be it enacted*, That all applications for roads now pending in the county court of said county, shall be discontinued therein; and in all such cases including cases where a road or roads may have been located and not opened, the same proceedings may be had before the Levy Court as is hereinbefore provided in regard to original applications under this act; and if, upon such proceedings being had, the Levy Court shall be of opinion that such road ought to be made, they shall cause the same to be made as herein provided, but not otherwise.

Application now pending

SEC. 13. *And be it enacted*, That if the Levy Court shall determine not to open any road or roads heretofore located, and not opened, that all levies that may have been made to compensate persons through whose lands said road was located, and any levy that may have been made to be expended in the opening of such road or roads shall remain in the hands of the collector of said county, subject to the order of said court for the general expenses of the county.

Levies for roads not made

Proceeds retained

SEC. 14. *And be it enacted*, That in all cases of application for the opening, altering or shutting up any public road in said county, heretofore made to the county court, in which the commissioners have not made report to the said court, the commissioners named in said commission shall be required to make their return to the Levy Court, and the same proceedings shall be had thereon by the said Levy Court, as is herein provided, upon the report of examiners appointed in virtue of this act.

Applications not yet reported

Report to be made to levy court

SEC. 15. *And be it enacted*, That the act of eighteen hundred and eighteen, chapter eighty-nine, so far as it relates to Montgomery county, be, and the same is hereby repealed.

Act of 1818, ch. 89, repealed