

be paved, cleaned out, mended or otherwise repaved or kept in good condition or repair, and may impose upon and collect from all the proprietors of the property so to be cleaned out or repaired, a tax sufficient in amount to defray the expenses thereof, which shall be assessed upon the proprietors in proportion to the number of feet held by them, respectively, in front or length, and shall be collected by the Mayor and City Council of Baltimore as taxes levied for paving public streets.

GRADES OF STREETS.

833A. Repealed by Act of 1916, ch. 178.

833B. Repealed by Act of 1916, ch. 178.

P. L. L. (1860), Art. 4, sec. 854. P. L. L. (1888), Art. 4, sec. 817.

834. Whenever the Commissioner of Health shall certify in writing to the Mayor that it is necessary for the health of the city to alter the grade of any street, lane or alley on low or made ground, the Mayor shall issue his order to the City Engineer, who shall thereupon call upon the several propertyholders on such street, lane or alley, and procure from them their assent in writing to such alteration; and if any propertyholder shall refuse to permit the same to be graded, and shall require damages therefor, and cannot agree with the City Engineer as to the amount of damages, or should there be any legal disability on the part of those owning property on such street, lane or alley the Judge of the Baltimore City Court, on application of the corporation, shall appoint three disinterested persons to assess such damages, who shall return on oath their award to said Court, and the same shall be confirmed by the Court unless cause to the contrary be shown; in which case the Court shall at the first term thereafter decide finally thereon; and when the damages so assessed or agreed upon shall be paid by the Mayor and City Council of Baltimore to the persons so assessed, and legally entitled to receive the same, the Mayor and City Council of Baltimore may proceed to regrade and pave the said street, lane or alley.

1824, ch. 105. P. L. L. (1860), Art. 4, sec. 857. P. L. L. (1888), Art. 4, sec. 818.

835. The president, directors and companies of the different turnpike companies owning roads running into the City of Baltimore, may cede to said city such parts of said roads as lie within the corporate limits of said city; and the same, when ceded, shall be in all respects subject to the same regulations as unpaved public streets.

Hooper v. Prest. Balto. & Yorktown, &c., Road, 34 Md. 521. M. & C. C. of Balto. v. Turnpike Co., 80 Md. 541.

1894, ch. 123.

836. The Mayor and City Council of Baltimore be and it is hereby authorized and empowered to accept from the owners thereof, a deed of