

missioners until the said county road engineer has certified to said Commissioners that the said road has been built according to contract and specifications, signed by the contractors, if such road is built by contract.

1912, ch. 514, sec. 279.

**463.** Whenever the County Road Engineer shall find it necessary to open an outlet or waterway or water course through private property in Dorchester County, to secure proper drainage for any public road therein, he shall so inform the County Commissioners of said county, and if the owners of such property consent to the opening of such outlet or water course, and if the owner or owners and the County Commissioners shall agree upon the value and price to be paid for the same, then such consent and agreement shall be entered in the books of the County Commissioners, and the outlet or water course shall be opened by the said county road engineer, in accordance with said agreement; but if the owner or owners and the County Commissioners shall fail to agree, then the County Commissioners shall have such power and authority to condemn the land for such outlet or water course as is now or hereafter may be conferred by the Code of Public General Laws of the State for condemning public highways, and the said County Commissioners shall appoint three examiners to go over such proposed outlet or water course for such drainage, who, or a majority of them, shall estimate the damage of the owner or owners of the land through which the said outlet or water course may be opened, and the County Commissioners shall tender to the owner or owners of said land the amount of damages so estimated as ascertained by said examiners, or a majority of them, and so soon as the same is tendered to the owner or owners of said property the said county road engineer shall immediately cause such water course to be opened; said county road engineer shall furnish said examiners with a plat, showing the proposed location and profile of such outlet or water course, and for the purpose of making such plat or profile the said county road engineer is authorized to go upon any private property through which said proposed outlet or water course shall pass and make whatever survey or surveys he may deem necessary for such purpose; provided, that any such outlet or water course shall not be opened so as to pass through the buildings, gardens, yards or burial ground or yard of any person without the consent of the owner or owners in writing.

1912, ch. 514, sec. 279A.

**464.** Any person or corporation placing any obstruction of any kind whatsoever upon the public highways or bridges, roads, lanes, avenues, streets or alleys of Dorchester County, or interfering with or obstructing any of the ditches or drains thereof, or encroaching upon the same with fences or other obstructions, or any person or corporation, its agents or employees, exercising the business of a common carrier, permitting his or its vehicle or steam or other engine or cars to obstruct any crossing for more than five minutes for any one time, shall be guilty of a misdemeanor,