

1892, ch. 426, sec. 95C. 1918 Code, sec. 146. 1927, ch. 629, sec. 146.

**125.** It shall be lawful for the said County Commissioners of said county to contract for lands for drains for county roads or other public use or uses, which said land shall be the property of said county, subject to said use or uses; and the said County Commissioners are authorized, when the county roads cannot be conveniently drained by drains along the said county roads, to make the same upon the property outside the limits thereof; and they shall contract for the lands that may be required for that purpose as before provided.

Smith v. Goldsborough, 80 Md. 49.

1892, ch. 426, sec. 95D. 1918 Code, sec. 147. 1927, ch. 629, sec. 147.

**126.** Whenever the County Commissioners, after having determined that the public convenience requires the opening, altering or closing of a public road, and after having determined upon the location which, in their opinion, will best promote the public convenience, shall fail for any cause to contract with the owner or owners of the land necessary for such road, or if such owner or owners is or are *non compos mentis* or under twenty-one years of age, they shall proceed to condemn said land in the manner prescribed in Sections 331 to 337, inclusive, of Article 23 of the Code of Public General Laws of the State of Maryland, and such jury of condemnation shall not only consider the damages to such land-owner, but also the benefits that may be derived by him, her or them, and render its verdict accordingly.\*

Smith v. Goldsborough, 80 Md. 49.

1916, ch. 279, sec. 1. 1918 Code, sec. 152.

**127.** The County Commissioners of Frederick County shall annually before the first day of February, after January 1st, 1917, appoint a road commissioner for each road district and road sub-district of the county, who shall hold office for one year unless removed for cause by the County Commissioners in their discretion or until his successor shall be appointed and qualify. They shall receive detailed instructions from the County Commissioners as to the method of their work, the time and manner of doing the same and shall make a detailed report in writing to the County Commissioners at least every three months, showing the roads and bridges repaired, the amount of labor and money expended on each, and calling attention to such facts as require their consideration. It shall be the duty of the road commissioner so appointed to take direct charge and care on and in behalf of the County Commissioners of all roads and bridges in his district, and he shall see that no obstruction, hindrance or injury is permitted upon or to any of them. Whenever any road shall form the boundary between districts or any bridge shall lie partly in one district and partly in another, the County Commissioners shall assign to the road com-

\*Sec. 2, ch. 629, 1927, repealed all laws inconsistent therewith.