

to open and establish new streets, lanes and alleys, and straighten and widen old streets, lanes and alleys, and to provide for the payment of damages and expenses incurred for opening and widening or straightening, grading, paving and repairing the streets, lanes and alleys as aforesaid, by laying and assessing the same generally upon the whole of the assessable property of the town over and above the assessment provided for in Section 274 of this sub-title, or upon the property of person or persons to be benefited thereby, and to be collected as provided for collection of taxes in Section 274 of this sub-title.

1906, ch. 95, sec. 160A.

270. The commissioners may contract and agree with the owner of property, through or over which a street is to be extended, widened or opened, for the amount of damages sustained by or advantages accruing to such owner, and may provide for the adjustment and payment of same.

1906, ch. 95, sec. 160B.

271. Whenever said commissioners and the owner of any such property cannot so agree, then said commissioners and such owner shall each select one disinterested citizen of the county, who, if they cannot agree, shall call in a third citizen of the county, and they shall visit the property to be affected by the proposed street and assess the damages and advantages which may accrue to such property or the owner thereof, and they shall make their award in writing to said commissioners and to such owner; and either party may appeal from such award to the Circuit Court for Kent County; provided, the opposite party be notified of such appeal within thirty days from the date of the award.

1906, ch. 95, sec. 160C.

272. Whenever any owner of such property refuses or declines to act under the preceding section, or is unknown or inaccessible to said commissioners, or incompetent to contract, said commissioners may proceed as directed in the preceding section after giving public notice of their intention by advertisement in some newspaper published in Kent county, for three successive weeks, before commencing such opening, widening or extension, except that the County Commissioners shall appoint one of the parties to estimate and award said damages and advantages in the place of the owner of the property, and from such award appeals may be taken, as provided for in the preceding section.

1890, ch. 386, sec. 161. 1906, ch. 95, sec. 161.

273. The justices of the peace resident in said town are hereby declared to be conservators of the peace of said town, and it shall be their duty to order the arrest of the person or persons found breaking the peace, disturbing the quiet or order of said town, or violating any of the ordinances made by the commissioners for securing the safety, health, property or lives of the inhabitants of said town, destroying or injuring the property