

manner and with the same qualifications as prescribed in Section 298 of this Article, to fill said office for the residue of the period of four years for which the person so dying or resigning or so removed from office was appointed.

1910, ch. 403 (p. 920), sec. 167K.

306. Whenever the County Road Engineer shall find it necessary to open an outlet or watercourse through private property in Kent County to secure proper drainage of any public road therein, he shall forthwith so inform the County Commissioners of said county, and if the owners of such property consent to the opening of such outlet or water-courses, and if such owners and the said County Commissioners shall agree upon the value and price to be paid for the same, then such consent and agreement shall be entered on the books of the Commissioners, and such outlet or water-course shall be opened by the said County Road Engineer, but if the owners and the County Commissioners shall fail to agree, then the said 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 of Maryland for condemning public highways, and shall appoint three examiners to go over such proposed outlet or water-course for such drainage, who, or a majority of whom shall estimate the damage to the owner or owners of the land through which 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 or 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 outlet or 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 and profile the said County Road Engineer is authorize to go upon any private property through which said proposed outlet or water-course shall pass, and to make whatever survey or surveys that 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, yard or burial grounds of any person without the consent of the owner in writing.

1910, ch. 403 (p. 920), sec. 167L.

307. Any person or corporation placing any obstructions of any kind whatsoever upon the public highways or bridges, roads, lanes, streets, avenues or alleys of Kent 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 vehicles, steam or other engines or cars to obstruct any crossing for more than five minutes for any one time, shall be guilty of a misdemeanor, and shall be liable to prosecution at the instance of any taxpayer of said county, and