

when collected shall be paid to the treasurer of the ditch on which the offense was committed for the use of such ditch; provided, properly constructed swinging water gates may be placed across any such ditch on the fence lines to prevent stock from trespassing through said ditch.

1918, ch. 161, sec. 35.

151. The commissioners appointed as hereinbefore directed shall each receive for every day's attendance in the discharge of their duties the sum of three dollars.

1918, ch. 161, sec. 36.

152. The managers appointed as aforesaid shall receive two dollars for every day they shall be engaged in the discharge of their duty; the surveyor, such reasonable compensation as shall be agreed upon between the parties, and the clerk of the county commissioners, who is hereby required to keep a record of the order and report, shall be entitled to receive for every order made and certified under his seal of office fifty cents; for recording the report, endorsing the confirmation thereon, and filing the same on record, twenty-five cents.

1918, ch. 161, sec. 37.

153. If any commissioner appointed in any order, original or of review shall die, or remove from the county, or be otherwise unable to act, the county commissioners, as soon as practicable thereafter, shall appoint another person in his stead, and the order and report thereon shall be executed and received in the same manner by the county commissioners as if the person originally appointed had acted.

1918, ch. 161, sec. 38.

154. Nothing herein contained shall be so construed as to authorize the removal of any mill dam, or interference with the legal water rights appertaining to mills, nor to divert the water so as to deprive the owner over whose lands said water flows of the benefits and water rights now enjoyed by him.

1918, ch. 161, sec. 39.

155. In case of the property or interest of any minor not having a guardian being affected by the draining of any swamp or low grounds, as hereinbefore provided, the orphans' court of the county shall appoint a guardian to protect the interest of such minor.

1918, ch. 161, sec. 40.

156. If any owner of land or other property affected by any proceedings hereinbefore authorized lives out of the State, a written notice of thirty days served on the tenant or agent of such owner of the proceedings of the commissioners shall be as good and sufficient as if said owner resided in the State.