

neighboring freeholders; and the said arbitrators so selected shall meet not later than five days after the expiration of the said thirty days' notice on the boundary line of the proposed partition drain or line ditch, and determine the necessity therefor, and their decision therein shall be final and binding on the parties.

And further provided, That the two preceding sections (161 and 162) are to apply only to private ditches which are partition or line ditches between adjoining properties and not to apply to public, assessed or tax ditches.

1918, ch. 161, sec. 48.

164. The provisions of the preceding sections of this article relating to draining lands shall apply to all lands requiring drainage in the county.

1918, ch. 161, sec. 49.

165. All Acts and parts of Acts inconsistent with the provisions of this Act, are hereby repealed, but nothing herein contained shall be construed to make void or invalid any of the proceedings taken or drains establish under Article 25 of the Code of Public General Laws of Maryland, title "County Commissioners" subtitle Draining Lands" which is to a very large extent embodied herein, which said drains and ditches and the proceedings establishing the same are hereby adopted and legalized and they are to be continued and operate as if established under this Article.

1904, ch. 154, sec. 2.

166. The County Commissioners of Somerset County shall deliver to the Treasurer a statement of the taxes levied for making said ditches, wholly within said county, with the sums which each person is bound to pay, and such tax or assessment made and returned to and confirmed by said County Commissioners shall remain in full force for the term of twenty years from such confirmation, and shall be the proportion or basis upon which other and further taxes may be levied by the managers for all necessary purposes for cutting and making or for cleaning and repairing such ditches.*

1904, ch. 154, sec. 3.

167. After a lapse of twenty years a new assessment may be had by application of ten or more, or a majority of said taxables, to said County Commissioners, in which case the said County Commissioners shall have jurisdiction for the purpose of enlargement, straightening, cleansing out, repairing or extending such ditch or ditches, and shall thereupon proceed to appoint a commission of judicious and impartial freeholders, as provided in Article 25 of the Public General Laws, for the locating and opening of a ditch or ditches, who shall make an assessment and return of their proceedings in the manner provided in said Article 25, which shall be subject to an order of review as provided in said Article 25.

See sec. 135.

*Sec. 1, ch. 154, 1904, repealed secs. 49 and 50 of Art. 25 of the Code of Public General Laws as amended by ch. 649, 1892, in so far as they applied to Somerset County.