or culvert, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined not less than twenty-five dollars nor more than one hundred dollars for each such offence, such fine to be paid to the owner of or public body having control over said bridge or culvert; in addition to which the owner or person in control of such vehicle shall be liable to the owner or authorities in control of said bridge or culvert for all damages which may be done the same by the violation of the regulation so prescribed, and shall have no redress against the owner or authorities having control over said bridge or culvert in the event of the breaking down or giving away of the same and consequent injury to such vehicle. Any owner of any such bridge or culvert, or public officer or board, or member of such board, or employee or agent thereof, who shall cause any such signboard to be posted without the authority in writing from the chief engineer of the Good Roads Commission as aforesaid shall be deemed guilty of misdemeanor, and upon conviction be fined not less than twenty-five dollars nor more than one hundred dollars. In any trial of any person charged with a violation of any of the provisions of this section oral proof of the existence of such signboard posted as herein provided, and its contents, shall be accepted as prima facie evidence of the validity of the regulation thereon prescribed.

Draining Lands.

An. Code, 1924, sec. 38. 1912, sec. 36. 1904, sec. 35. 1888, sec. 35. 1858, ch. 271, sec. 1. 1878, ch. 478.

Whenever the owner or owners of any swamp or low grounds shall deem it fit to have them drained, if the owners of said lands cannot agree, or should any be married women, infants, non compotes mentis, or nonresidents of the county or counties where the swamp or low lands are situated, they, or any of them may petition the county commissioners, sitting in the county where such swamp or low lands or any part thereof are situated, for the appointment of commissioners to locate or lay out a ditch or ditches for the purpose; and when such swamp or low lands are situated in two or more adjoining counties, the county commissioners of the county to which application shall first be made as aforesaid by petition shall have exclusive jurisdiction of the subject-matter, who shall thereupon appoint a board of three or more commissioners to be composed of judicious and impartial freeholders, to be taken from the neighborhood or vicinity of said swamp or low lands, one of whom at least shall be taken from each of said adjoining counties where the swamp or low lands lie or are situated in two or more adjoining counties.

Cited but not construed in Miles v. Stevenson, 80 Md. 367. See notes to sec. 22.

An. Code, 1924, sec. 39. 1912, sec. 37. 1904, sec. 36. 1888, sec. 36. 1858, ch. 271, sec. 2.

40. The commissioners so appointed, being first duly sworn to execute their duties faithfully and impartially, shall call to their assistance a skillful surveyor, sworn in like manner, and shall go upon and view the swamps or low grounds mentioned in the petition, and lay out, by specified courses and distances, breadths and depths, such ditch or ditches as shall be sufficient to drain the said swamps or low grounds.

See notes to sec. 22.