

Fees of clerk to county commissioners

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, indorsing the confirmation thereon, and filing the same on record, twenty-five cents.

Id s 95.  
1853, c 271, s 15  
Vacancies among commissioners, how filled

**134.** 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.

Id s 96  
1853, c 271, s 16  
No interference with water rights.

**135.** 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 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.

Id s 97  
1853, c 271, s 17  
Where minor interested, guardian to be appointed

**136.** In case of the property or interest of any minor not having a guardian being affected by the draining of any swamp or low ground, as hereinbefore provided, the Orphans' Court of said county shall appoint a guardian to protect the interest of such minor.

Id s 98  
1853, c 271, s 18  
Notice to non-resident owners

**137.** 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 as sufficient as if said owner resided in this State.

Id s 99  
1847, c 250  
Amendments of proceedings.

**138.** The county commissioners or Circuit Court of the county in which such proceedings may be pending, at any time before a final decision is made, may, upon application of any party thereto, grant leave, in their discretion, to said party, to amend the petition, or any part of the proceedings thereunder, that may be defective or informal, so as to bring the merits of the case before said county commissioners or Circuit Court, or jury, for trial, and may award costs, in their discretion, according to the right of the matter.

Costs

Id s 100.  
1853, c 271, s 19  
Right of appeal

**139.** Any person conceiving himself aggrieved by the determination of the county commissioners, or by any proceedings had under this law, may appeal to the Circuit Court of the county, and shall be entitled, at the election of either party, to a trial by jury; and the judgment thereupon rendered, shall be final between the parties

Trial by jury.

Id s 101  
1853, c 271, s 20.  
Managers to erect bridges at roads.

**140.** If any ditch shall be cut across any public road, so as to incommode travel, the managers shall erect good and sufficient bridges, not less than twelve feet wide, over the same where it crosses the road, and shall keep the same in good repair; and if they refuse or neglect so to do, the supervisor having charge of said road shall erect or repair such bridge, and return an account of the expenses thereof, under oath, to the county commissioners, who shall place the same in the hands of the sheriff of said county, and the said

On failure, supervisors to erect.