

said court upon matters of law arising in the progress of such trial, and either party may appeal to the court of appeals of this State from any such rulings, or from the action of said court in quashing or refusing to quash such proceeding.

1886, ch. 290.

**188.** The mayor and council, when requested in writing by the owners of a majority of the front feet of the property on any streets or parts thereof in said town, may cause the same to be graded, paved, sewered or otherwise improved, and levy the expense thereof on the property binding on such street or alley, agreeably to the extent of such lots thereon, and collect the expense thereof of grading, paving, sewerage or otherwise improving the same, as directed in the succeeding section.

Ibid.

**189.** Whenever the mayor and council shall levy any sum of money on the owners of property in said town, for grading, paving, sewerage or otherwise improving the streets, lanes or alleys in said town, or any of them, the sum so levied shall be a lien on said property; provided, said mayor and council, within sixty days after the completion of such grading, paving, sewerage or other improving, shall cause to be filed with the clerk of the circuit court for Garrett county, a statement showing the whole amount expended in such grading, paving, sewerage or otherwise improving, and the names of the persons against whom said sums have been apportioned, and the amount apportioned to each, and a general description of the land owned by each of said parties upon which such sums are intended to operate as a lien; and said statement shall constitute a lien on said property for the space of three years, and no longer, unless the same shall be revived and enforced by *scire facias*, as provided in the succeeding section.

Ibid.

**190.** Said lien shall be enforceable by *scire facias* issued out of the circuit court for Garrett county, in the same manner as mechanics' liens are now enforced by law; and upon such *scire facias*, the defendant may rely upon any defence which would render the imposition of such tax void, or operate as a discharge