

expenses thereof, which shall be assessed upon the proprietors in proportion to the number of feet held by them, respectively, in front or length, and shall be collected by the mayor and city council as taxes levied for paving public streets.

P. L. L., (1860,) art. 4, sec. 852.

816. They may pass all ordinances necessary for grading, regulating, paving and repairing the footways in the streets, lanes and alleys of the city, and impose a tax on any lot fronting on any paved street, lane or alley for the purpose of grading, regulating, paving or repairing footways in front thereof, or compel by fine or otherwise, the owner or proprietor of any lot to pave or repair the footways in front thereof, agreeably to the ordinances to be passed by them.

Ibid. sec. 854.

817. Whenever the board of health shall certify in writing to the mayor that it is necessary for the health of the city to alter the grade of any street, lane or alley on low or made ground, the mayor shall issue his order to the city commissioner, who shall thereupon call upon the several property holders on such street, lane or alley, and procure from them their assent in writing to such alteration; and if any property holder shall refuse to permit the same to be graded, and shall require damages therefor, and cannot agree with the commissioners as to the amount of damages, or should there be any legal disability on the part of those owning property on such street, lane or alley, the judge of the Baltimore city court, on application of the corporation, shall appoint three disinterested persons to assess such damages, who shall return on oath their award to said court, and the same shall be confirmed by the court unless cause to the contrary be shown; in which case the court shall at the first term thereafter decide finally thereon; and when the damages so assessed or agreed upon shall be paid by the mayor and city council to the persons so assessed, and legally entitled to receive the same, the mayor and city council may proceed to regrade and pave the said street, lane or alley.

Ibid sec. 857.

818. The president, directors and companies of the different turnpike companies owning roads running into the city of Balti-