

SEC. 121. Any person who shall feel aggrieved by the decision of the Commissioners appointed to lay out such streets, as to the amount of damages allowed him or benefits assessed against him, may appeal therefrom at any time within thirty days after said Commissioners shall have made their return to the Circuit Court of Garrett county, which said appeal shall be taken by filing written notice thereof with the Clerk of the Council, who shall thereupon, without unnecessary delay, transmit to said Court a record of the proceedings of said Mayor and Council and of said Street Commissioners in said matter, and said appeal shall be docketed upon the trial docket of the next succeeding term of said Circuit Court, the party taking said appeal to be docketed as plaintiff, and said Mayor and Council as defendant, and said party appellant shall therefore be entitled to a Jury trial to assess the amount of damages payable to or of benefits chargeable against him, as the case may be, and the amount assessed as such damages or benefits by said Jury shall stand in the place and stead of the assessment thereof by said Commissioners, and upon said appeal it shall be competent for the Clerk to quash the proceedings upon the motion of the appellant for errors or omissions rendering the same fatally defective; and upon trial of said cause in said Circuit Court, either may take bills of exceptions to any rulings of 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.

Appeal.

Trial.

SEC. 122. The Mayor and Council may, when requested in writing by the owners of a majority of the front feet of the property on any or parts thereof in said town, cause the same to be graded, paved, sewered or otherwise improved, and levy the expense thereof on the property bounding on such street or alley, agreeable to the extent of such lots thereon, and

Improvements—expense of.