

CHAP. 629. out the intent of the provisions of this Act. This section shall take effect from and after the first day of May nineteen hundred and two.

Authority to
appoint
three dis-
interested
persons to
assess
damages, etc.

116 F. Whenever the said commissioners shall decide that it is expedient that any road, street, lane or alley, as aforesaid, within the said corporate limits, shall be opened, widened and straightened, changed or closed, or make subways, as provided in section 102, unless they shall be able to make satisfactory contracts necessary for the same, or unless the necessary lands or easements in or over the same shall be donated for the purposes, they shall appoint three disinterested persons, residents of the town, to assess all damages done, suffered and incurred by the opening, widening, straightening, changing or closing of any such highways, streets, lanes or alleys or the construction of any such subways, and any benefits or advantages accruing to any person by the same, or any one of them, as the case may be; the said commissioners shall, within ten days after notification of their appointment, take an oath before a justice of the peace of the town that they will faithfully, fairly and without partiality or prejudice value and assess the loss and damage to be suffered and incurred by and the benefits to accrue to any person interested in the property over which the highways, roads or streets, alleys or lanes are to be opened, closed, straightened, widened or changed, or such subways to be cut or constructed; and they shall give at least ten days' notice by notice posted at the court-house door of the time and place of meeting for the purpose of executing their commission; they shall within ten days after such valuation and assessment report the same, in writing, under their hands and seals, with the certificate of their qualification as hereinbefore provided, to the commissioners of the town, which said valuation and assessment shall be ratified or rejected by them as in their judgment may seem proper; and if any person shall feel aggrieved by the determination of the commissioners in ratifying or rejecting, or the amount of compensation awarded, less benefits and advantages accruing or in any matter relating to the same, he may appeal within thirty days after said ratification or rejection to the Circuit Court for Charles County; either party may be entitled to a trial by jury, and the judgment of said Court shall be final among the parties; providing, that the person taking the appeal shall, within ten days thereafter, cause to be delivered to the clerk of the Circuit Court the award filed by said commissioners, together with a copy of the order of said commissioners ratifying or rejecting the same, and all other papers relating thereto. And the said commissioners may enact all ordinances necessary from time to time

Appeal may
be taken.