

CHAP. 262

extended, widened, straightened or re-located, and to enact all ordinances, at any time necessary or proper to exercise of the powers granted in this section, provided that before they shall proceed to exercise any of the powers vested in them in this section, at least thirty days' notice shall be given of any application which may be made for the passage of any such ordinance, by advertisement in at least one newspaper published in said city; and by a personal notice in writing served twenty days before upon each property owner to be effected by the proposed ordinance, giving notice of the time and place named for the passage of such ordinance; provided, said parties are residents of said Allegany county; and provided further, that upon the return of any assessment of damages or benefits, or both, made under any ordinance passed under this section, the clerk of said city shall cause a copy thereof to be published once a week for four successive weeks in one newspaper published in said city; and provided further, that whenever said Mayor and Council open, lay out, extend, widen, straighten or re-locate any street or alley, or any parts thereof, they shall establish the grade thereof, and said grade when so established shall be indicated upon a plat, and a description thereof shall be recorded in like manner as the plats of sewers and water mains, hereinbefore provided for, and if in their judgment proper so to do, the Mayor and Councilmen shall have the streets or alleys graded.

#### APPEALS FROM STREET ASSESSMENTS.

Appeals from  
street assess-  
ments.

166. Any person who shall feel aggrieved by the decisions 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 for Allegany county, which said appeal shall be taken by filing written notice thereof with the clerk of the Mayor and Councilmen, who shall thereupon, without unnecessary delay, transmit to said court a record of the proceedings of the said Mayor and Councilmen, and the 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, the said Mayor and Councilmen as defendant; the said party appellant