

or alley, or portion thereof, under the provisions of this sub-title of this article, can and shall be had and taken for the condemnation, opening, grading and construction of any street or avenue, or part of any street or avenue for such a thoroughfare.

391. All streets and avenues, or parts of streets and avenues that may be condemned, opened, graded and constructed, shall be condemned the full width as laid off; but if the owners of a majority of front feet of ground bounding and fronting thereon should desire the same to be opened, graded and constructed of a less width, they may set forth that fact in their application to the Highways Commission, and designate the width which they may desire the same to be opened, graded and constructed; but the road bed of any street or avenue, or part thereof, shall not be less than thirty feet in width at any point, except where it may connect with bridges and culverts of a less width; and after any street or avenue, or part thereof, shall have been condemned of the full width, and opened, graded and constructed of a less width than condemned, and the owners of a majority of front feet of ground bounding and fronting on such street or avenue, or any portion thereof, shall desire to widen, open, grade and construct the same of the full width as condemned, they may make application to the Highways Commissioners, in writing, setting forth the fact and designating the street or avenue, or portion of the same, which they may desire to be widened, opened, graded and constructed; and when said application is presented, the Highways Commission shall appoint one examiner or three examiners, in the manner hereinafter provided for, whose duty it shall be to widen, open, grade and construct said street or avenue, or portion thereof, in accordance with said application and the provisions of this sub-title of this article; and all proceedings which can be had and taken for the condemnation, opening, grading and construction of any street or avenue, or portion thereof, under the provisions of this sub-title can and shall be had and taken, so far as the same may be practicable, for the widening, opening, grading and construction of such street or avenue, or any portion thereof.

392. Whenever the owners of a majority of front feet of ground bounding and fronting on any street, avenue or alley, or portion thereof, which may be condemned, opened, graded and constructed under the provisions of this sub-title of this article, or which may have been heretofore condemned, opened, graded and constructed according to law, may desire to have the same macadamized, graveled, shelled, paved or curbed,