

*said benefit assessments, they may be deducted from any surplus in the hands of the Treasurer after a sale for non-payment of State and county property taxes under proper order of the Circuit Court. In the alternative, the lien created in favor of the annual benefit assessments may be enforced by bill in equity or by action in personam.*

443D. *Before the powers granted by this section to the County Commissioners shall be exercised there shall first be a petition of property owners* THE PETITION OF PROPERTY OWNERS AS HEREINBEFORE PROVIDED *requesting improvements; public hearing upon said petition after ten days' notice in a newspaper regularly published in Harford County; approval of said petition by the County Commissioners; and the passage of an appropriate ordinance, pursuant to the authority of this section, setting forth the improvements being constructed, the property owners affected, and all material terms of the annual benefit assessments levied to pay the cost of said improvements, or any reasonable portion thereof, as determined by the County Commissioners; provided that no assessment shall exceed ten per centum (10%) of the assessed value of the property after giving effect to benefits accruing thereto from the improvement for which assessed.*

443E. *Any interested person feeling aggrieved by the levying of any benefit assessment under this section shall have the right to appeal to the Circuit Court for Harford County within ten THIRTY days after the final adoption of the ordinance by the County Commissioners. AND SUCH COURT, SITTING WITHOUT A JURY, IS AUTHORIZED TO HEAR AND DETERMINE WHETHER THE COUNTY COMMISSIONERS ACTED PURSUANT TO THE AUTHORITY GRANTED HEREIN AND WHETHER THE BENEFIT ASSESSMENTS LEVIED PURSUANT TO THE PROVISIONS OF THIS ACT ARE IMPOSED ACCORDING TO LAW.*

443F. *The authority extended to the County Commissioners by this section shall be in addition to, but not in substitution of, the powers heretofore vested in them for the improvement of roads in Harford County.*

SEC. 2. *And be it further enacted, That this Act shall take effect June 1, 1959.*

Approved April 28, 1959.

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## CHAPTER 706

(House Bill 789)

AN ACT to add new Sections 125A, 125B and 125C to Article 27 of the Annotated Code of Maryland (1957 Edition), title "Crimes and

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EXPLANATION: *Italics indicate new matter added to existing law.*  
 [Brackets] indicate matter stricken from existing law.  
 CAPITALS indicate amendments to bill.  
 Strike out indicates matter stricken out of bill.