

he shall forthwith so inform the County Commissioners of [said] the county, and if the owners of such property consent to the opening of such outlet or watercourses, and if such owners and the [said] County Commissioners [shall] agree upon the value and price to be paid for the same, then such consent and agreement shall be entered on the books of the Commissioners, and such outlet or watercourse shall be opened by the [said] County Road Engineer [, but if]. *If the owners and the County Commissioners shall fail to agree, then the [said] County Commissioners shall have such power and authority to condemn the land for such outlet or watercourse as is now or hereafter may be conferred by the Code of Public General Laws of the State of Maryland for condemning public highways, and shall appoint three examiners to go over such proposed outlet or watercourse for such drainage, who, or a majority of whom shall estimate the damage to the owner or owners of the land through which said outlet or watercourse may be opened, and the County Commissioners shall tender to the owner or owners of said land the amount of damages so estimated or ascertained by said examiners or a majority of them, and so soon as the same is tendered to the owner or owners of said property, the [said] County Road Engineer shall immediately cause such outlet or watercourse to be opened [, said] . The County Road Engineer shall furnish said examiners with a plat showing the proposed location and profile of such outlet or watercourse, and for the purpose of making [such] the plat and profile the [said] County Road Engineer is authorized to go upon any private property through which said proposed outlet or watercourse shall pass, and to make whatever survey or surveys [that] he may deem necessary for such purpose; provided, that any such outlet or watercourse shall not be opened so as to pass through the buildings, gardens, yard or burial grounds of any person without the consent of the owner in writing. *The County Commissioners are authorized and directed to provide reasonable compensation for any injury or damage resulting from any such survey on private property.**

307. Any person or corporation placing any obstructions of any kind whatsoever upon the public highways or bridges, roads, lanes, streets, avenues or alleys of Kent County, or interfering with or obstructing any of the ditches or drains thereof, or encroaching upon the same with fences or other obstructions, or any person or corporation, its agents or employees, exercising the business of a common carrier, permitting his or its vehicles, steam or other engines or cars to obstruct any crossing for more than five minutes for any one time, shall be guilty of a misdemeanor, and shall be liable to prosecution at the instance of any taxpayer of said county, and upon conviction by any Justice of the Peace exercising criminal jurisdiction in Kent County, shall be fined in an amount not less than [one dollar nor more than] twenty-five dollars *or more than one hundred dollars* for each offense. Any person arrested under this section shall have the right to appeal to the Circuit Court for said Kent County for trial, and all fines collected under this section shall be paid to the [said] County Commissioners and by them applied to the general road fund of the county.

308. The use of his office by the Road Engineer to advance the political fortune or aspiration of any man or the purchasing of material by him for the roads at unfair prices or knowingly recommending unjust bills to the County Commissioners for payment or