

by the mayor and common council, who shall, within twenty days after notification of their appointment, take an oath before a justice of the peace of Carroll county, that they will faithfully, fairly and without partiality or prejudice, value and assess the loss or damage to be suffered or incurred by any person interested in the property over and through which said street, lane or alley is to be opened, closed, extended, widened or improved, and also to estimate the benefits that may accrue therefrom to any adjacent property; and they shall, within ten days after such valuation or assessment, return the same, in writing, under their hands and seals, with a certificate of their qualification before a justice of the peace, as hereinbefore provided, to the mayor and common council of the town, which said valuation and assessment shall be ratified or rejected by the mayor and common council, as in their judgment may seem proper; and before actually opening, closing, widening, extending or altering any street, lane or alley, the mayor and common council shall pay or tender, or cause to be paid or tendered to the person, his agent, guardian or representative, the amount of damages so awarded; and if any person shall feel aggrieved by the determination of the mayor and common council in ratifying or rejecting said return, or in the amount of compensation awarded, or in any matter relating to the same, he may within sixty days from the date of said ratification or rejection appeal to the circuit court for Carroll county, and the judgment of said court shall be final; and it shall be the duty of the mayor and common council to cause the papers connected therewith to be delivered to the clerk of said court, on petition in writing of any person feeling himself aggrieved; and the persons appointed to assess the damages as aforesaid shall be paid such compensation as the mayor and council shall determine.

1880, ch. 434.

188. All fines, penalties and forfeitures imposed by the laws and ordinances of the mayor and common council shall be recovered before the mayor or any justice of the peace residing within the corporate limits of the town, upon a warrant issued against the offender and directed to the bailiff in the corporate name of the town, (except that the bailiff shall not be required to have a warrant to arrest when he sees an offence committed,)