

although the Mayor and Councilmen have paid the whole cost of such improvements; and

Whereas it is just and proper that all property which may have been benefited by such work should pay its proper proportion of such cost, to the extent that such property may have been specially benefited thereof.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That in any and all cases where any street, lane or alley, or any part thereof, in the town of Frostburg, has been graded, paved or curbed or regraded, repaved or recurbed under any ordinance, whether defective or not, which provided for assessing the whole or any portion of the cost of such improvement upon the property binding on such street, lane or alley, or part thereof, and upon the property line, track or franchise right of any street car company located and having its tracks upon said street, lane or alley, so improved, and such assessments, or any part thereof, remain unpaid, it shall be lawful for the Mayor and Councilmen of the town of Frostburg to provide by ordinance for the appointment of commissioners, to assess the value of such improvements and for the levy and collection, in such manner as they may deem proper, of a tax upon all the property binding on any street, lane or alley, or part thereof and upon the property line, track or franchise right of any street car company located and having its tracks upon said street, lane or alley, or part thereof, which may have been so improved, to the extent that such property shall have been specially benefited by such improvement; provided, that no property upon which the assessment originally made for its share of the cost of such improvement shall have been paid, shall be again assessed, and that reasonable notice and an opportunity to be heard shall be given to all persons interested before the final ascertainment of the amount of tax to be paid by any such property; and the said Mayor and Councilmen shall provide for appeals to the Circuit Court of Allegany county by any person or persons interested, including the Mayor and Councilmen themselves, from the decision of any commissioners or other persons appointed to determine the amount or amounts of such special taxes or assessments; and in the trial of such appeals the practice shall conform as near as may be to the practice in the trial of street appeals including the right of appeal, to the Court of Appeals.

SECTION 2. *And be it enacted,* That this Act shall take effect from the date of its passage.

Approved April 6, 1908.