

Dec. Ses. 1817

a majority of which board shall, at any time before the first day of July next, after having given at least ten days notice in one or more of the newspapers in the city of Baltimore, and after being first sworn, proceed to assess and value the damages which may be sustained by any person or persons, by reason of opening and extending said street, (taking all benefits and inconveniencies into consideration) and shall, after having added thereto the commission allowed to the collector as herein after provided, and the sum of three dollars per day for every day they may be engaged in said business to each of the said commissioners, for their services, and also a reasonable compensation to their surveyor and clerk, whom they are hereby authorised to employ, apportion the whole damage amongst the persons benefited by such opening and extension, and shall also declare what sum of money each individual benefited thereby shall respectively contribute and pay towards compensating the person or persons injured by opening and extending said street; and the names of the persons, and the sums of money which they shall respectively be obliged to pay, and the time within which it is to be paid, not in any event to exceed sixty days, shall be returned, under the hands and seals of the said commissioners, or a majority of them, to the register aforesaid, to be filed and kept in his office, and the persons benefited by the opening and extending of said street, and assessed as aforesaid, shall respectively pay the sums of money so charged and assessed to the collector of the city of Baltimore on demand.

3. *And be it enacted,* That it shall be the duty of the collector of the city of Baltimore, and he is hereby authorised, at and upon the expiration of the time limited by the return of the commissioners aforesaid for the payment of the said sums of money assessed and charged as aforesaid, to demand payment of the same, by giving ten days notice in one or more newspapers printed in the city of Baltimore, to the persons interested, to pay the same; and in default of such payment, he is hereby authorised, upon ten days notice as aforesaid, to sell the property of such person benefited thereby, as shall neglect to pay, and after deducting the amount of the sum due by such person, with interest, and the expenses of advertising and of the sale, and a commission of six per cent. for his own trouble, he shall pay the balance over to the person or persons owning such property; and he shall execute a deed for the property sold, to the purchaser or purchasers, which shall be good and available in law to pass the fee simple estate in the same; and the said collector shall in all cases in which he may receive monies from the persons benefited as aforesaid, or by sale as aforesaid, pay over the same, on demand, to the persons entitled to receive it, after first deducting a commission of three per centum which he is hereby authorised to charge.

4. *And be it enacted,* That the sums of money so assessed and charged as herein before directed, to each individual benefited by opening and extending said street, shall be a lien upon and bind all the property so benefited to the full amount thereof.

5. *And be it enacted,* That the street aforesaid shall not be extended or opened through the property of any individual injured thereby, until the damages by him, her or them, sustained and assessed as aforesaid, shall be first paid to the said collector, or

Collector to demand payment of monies assessed.

Sums assessed to be a lien on property.

Street not to be opened until damages paid.