

ment constructed under this subtitle an annual tax shall be levied against the property benefited, [such taxes to be equal to the average annual cost of operation and maintenance,] *the amount of such tax to be equal to the estimated cost of operation and maintenance of works of improvement as determined by an annual inspection or inspections to be made at a time or times set by the board of directors, less such amounts as may be received from the board of county commissioners or from any other source.* Should the funds received from the above sources be inadequate to provide for the needed maintenance, repair, or operation, a special tax may be levied against the land benefited. Such taxes shall be levied, collected, and disbursed in the same manner as hereinbefore provided for the original taxes.

213.

Any person, taxed for any ditch or drain which does not pass through or under his land may open a ditch or ditches or install drain tile through the intervening lands into such main ditch or ditches and keep the same open at his own cost and charge; provided that no such cross ditch or drain shall be cut through the land of any other person without the consent of the owner of such land [unless the damages thereon occurring to the owner of the land be assessed by three freeholders appointed by the county commissioners for the county for the purpose of assessing such damages. The person applying for such ditch or drain shall pay all costs of laying out and opening the same; and shall also, before making such ditch or drain, tender or pay all damages awarded to such person as may be injured thereby].

216A.

If, at any time after the county commissioners have reviewed and approved the watershed work plan under Section 187 of this subtitle, the board of directors determine that it is to the interest of the public watershed association to change or modify the purpose, scope, or location of the works of improvement covered in the watershed work plan such that the benefits and/or damages to affected landowners are changed, the board of directors shall proceed as provided in Section 184 to develop a supplemental watershed work plan including the modified works of improvement. Thereafter, the board of directors and the county commissioners shall follow the procedures outlined in Section 185 and subsequent sections in putting the supplemental work plan into effect. When the county commissioners have approved a watershed viewers' report based upon a supplemental work plan developed and submitted under this section it shall supercede any prior viewers' report.

SEC. 2. *And be it further enacted, That this Act shall take effect June 1, 1966.*

Approved May 6, 1966.
