

and any judgment obtained in such case shall be a prior lien on said property.

Who may pave  
or repair.

SEC. 23. If any ground bordering on any street ordered to be paved shall be leased for a term less than seven years, the lessee or tenant may pave or repair said sidewalk or footway, or pay for the same if done by the commissioners, and the same shall be allowed in part payment of the rent due and to become due to the owner; and if such tenant should refuse, as aforesaid, the commissioners may, in their discretion, make him responsible for said costs, or proceed against the owner.

Penalty for vio-  
lation.

SEC. 24. All violations of the charter, by-laws or ordinances of the said town of East New Market are hereby declared to be misdemeanor, and upon complaint under oath of any person to any justice of the peace for Dorchester county of a violation of said charter, by-laws or ordinances, the said justice shall issue his warrant in the name of the State of Maryland, directed to any bailiff of said town, or to the sheriff, or to any constable of said county, for the arrest of the party charged in such warrant, and shall hear and determine said complaint, and if said justice shall find the party so charged guilty, his judgment shall be for the payment of such fine, penalty or forfeiture as may be imposed by the charter, by-laws or ordinances charged in said warrant to be violated, and costs, and the party shall stand committed to the county jail until said fine and costs are paid to said justice, or until the expiration of thirty days, whichever shall first occur; and the justice aforesaid shall, immediately upon the payment of the fine imposed and collected by him under this section, pay over the same as all other fines to the commissioners of Dorchester county; and if the party charged shall be declared not guilty, the commissioners of Dorchester county shall pay the costs; any party aggrieved by such judgment shall have the right to appeal therefrom within thirty days from its rendition, upon giving bail for his appearance to the next term of the circuit court for said county, in such penalty as said justice may determine, and the judgment of said court, in the event of the party charged being found guilty, shall conform to that herein prescribed for the justice of the peace; and the state shall also have the right of appeal within the same time from any judgment ren-

Right of appeal