

this Act, to be certified by the said County Court, and taxed by said Court as a part of the expenses of the proceedings.

SEC. 12. Any person conceiving himself aggrieved by any part of such report that shall have been confirmed by said County Court, may, within one month after such confirmation, give notice to the said Board of Supervisors and to the Clerk of said County Court, of his intention to appeal to the Supreme Court, to review the said report, or the proceedings of the said Commissioners, or of the said County Court, or of any or of all of them, upon matters of law, and to correct the said report. Said notice shall specify the grounds of such appeal with sufficient certainty, and shall be accompanied by the undertaking or deposit provided for in section three hundred and forty-eight of the Act to regulate proceedings in Courts of Justice in this State, commonly known as the Civil Practice Act. When the party appealing shall desire a statement to be annexed to the record, the same shall be prepared as in other appeals in civil cases with the like effect, and any portion of the testimony taken by the Commissioners or Judge, or of the minutes of the Commissioners pertinent to the appeal, may be inserted in such statement.

SEC. 13. The giving of such notice and filing of such undertaking, or making such deposit, shall suspend all further proceedings of the Board of Supervisors in relation to the taking of the lands and tenements which shall be the subject of such notice, until a decision thereon, as hereinafter provided. The Supreme Court shall proceed to hear such appeal, giving the same such procedure as may be consistent with the dispatch of public business in the said Court, and may confirm, correct, modify, or set aside such report, in whole or in part; may direct the Commissioners to proceed and revise the same upon principles declared by the said Supreme Court; and in case a new report is made by the Commissioners under such direction, the same shall be subject to the same confirmation by the County Court, and to the like appeal, with the like effect, respectively, as hereinbefore provided.

SEC. 14. In case the said report so made and confirmed as aforesaid in the said County Court shall be confirmed in the Supreme Court, the obligors in the undertaking given to the said city and county as before provided, shall be liable to pay all the taxable costs necessarily incurred on said appeal; and in case the said report shall be corrected or modified, the Supreme Court shall determine under the circumstances of the case whether the appellant shall be entitled to his costs and expenses; and if the same be awarded to such appellant they shall be paid on taxation by the Board of Supervisors of said city as part of the contingent expenses of the proceeding.

SEC. 15. Whenever the amount of damages for taking any lands as aforesaid and assessment thereof shall be finally ascertained and fixed, either by confirmation of the County Court as aforesaid, and no notice and undertaking being given as hereinbefore prescribed, or by the confirmation, correction, or modification of the report of the Commissioners by the Supreme Court, the Mayor of the said city shall cause a transcript to be made, and in the form used for assessment rolls in said city, except that in such assessment roll to be made from such report as confirmed shall be set down in separate columns:

*First.* The names of all persons, corporations, and companies assessed, when known, and if not known, then that fact to be stated.

*Second.* The description of the land in respect to which they are assessed.

*Third.* The amount to which such persons shall respectively be assessed.

*Fourth.* The amount of damages, if any, to which such persons are respectively entitled by the award of the commissioners.

*Fifth.* The amount of the excess, if any, to be collected; to which such transcript, when so made, the Mayor shall annex his warrant, and the same shall be thereupon collected in the manner then prescribed by law for the collection of general taxes in said city and county, and shall in like manner be a lien upon the respective tracts and parcels of land, corporations, and companies, as aforesaid.

SEC. 16. The expenses of any public improvement herein authorized shall be defrayed by assessment on the owners and occupants of houses and lands, corporations and companies, that may be benefited thereby.

SEC. 17. Whenever the amount of any damages for taking any lands as aforesaid shall be finally ascertained and fixed, either by confirmation of the County Court as aforesaid, and no notice and undertaking being given within the time above prescribed, or by the confirmation thereof by the Supreme Court, it shall be the duty of the said Board of Supervisors to cause the said damages and the other expenses of said improvement to be collected upon the said assessment roll as aforesaid, and when so collected they shall forthwith pay the amount of such damages to the owners and occupants of lands and tenements, or to persons having any liens thereon to whom the same shall have been allowed; and in case such owners be unknown non-residents of the said city, married women, infants, idiots, or lunatics, or the rights and interests of persons claiming the same shall, in the opinion of the Board of Supervisors, be doubtful, it shall be lawful for the said Board of Supervisors in any such case to pay the amount of such damages into the office of the Clerk of the said County Court, accompanied by a statement of the facts and circumstances