

C H A P.
XXXI.

the act to which this is a supplement, already ascertained and estimated the damage which must accrue to all and any person or persons by the opening of said street, and the said jury when so met, (and having individually taken an oath, or affirmation, as the case may require, faithfully and impartially to do and perform all the duties imposed upon them by this act to the best of their skill and knowledge,) proceed to assess and impose the price of the damage aforesaid which must accrue to any person or persons from the opening of said Second-street, (as ascertained by the proceedings of said jury, had and done under the act to which this is a supplement, and recorded in the register's office of the city of Baltimore,) upon all and every person or persons holding houses or lots in and upon Second-street, between South-street and Frederick-street, and upon all and every other person or persons holding houses or lots on South-street, who in their judgment and conscience will or may derive any particular benefit by the opening of said Second-street.

In case of death,
&c. others to be
summoned, &c.

III. AND BE IT ENACTED, That if the persons composing the said jury, or any of them, shall be dead, sick, or absent from the city of Baltimore, at the time which may in virtue of this act be appointed by the sheriff aforesaid for the meeting of the said jury, then and in such case the said sheriff is hereby authorized and required to summon other persons, qualified according to the act to which this is a supplement, to make up the jury to the number of twelve, and the said jury, when thus made up, and being qualified, sworn, or having affirmed as aforesaid, shall have full power and authority to perform all the acts and duties imposed upon the said jury by this act, in case the same was composed of all the persons who originally acted under the act to which this is a supplement.

Jury to make a
return, &c.

IV. AND BE IT ENACTED, That the jury aforesaid shall make a return of their proceedings had in virtue of this act, under their hands and seals, into the register's office of the city of Baltimore, and the same, or a copy thereof duly attested under the hand of said register and the corporate seal of the city, shall be received as evidence in any court of law or equity.

Sums assessed to
be a lien, &c.

V. AND BE IT ENACTED, That the sum or sums of money imposed and assessed upon any person or persons in virtue of this act, shall be a lien upon and bind the property of such person or persons which shall, by the jury aforesaid, be deemed and declared to be benefitted by the opening of said Second-street.

Persons to have
certain rights,
&c.

VI. AND BE IT ENACTED, That every person or persons whose property the jury under the act to which this is a supplement have declared will sustain an injury by the opening of Second-street, shall have respectively all the rights, remedies and means of recovery, in relation to the person or persons upon whom the price of such injury shall be imposed and assessed in virtue of this act, and be subjected to all the inconveniencies and obligations to which they were respectively entitled and subjected in virtue of the act to which this is a supplement.

C H A P. XXXII.

Passed 3d of
Jan. 1800.

An ACT respecting the public roads in Washington county. Lib.

JG. No. 3. fol. 275.

Court to ap-
point commis-
sioners, &c.

BE IT ENACTED, by the General Assembly of Maryland, That the levy court of Washington county shall have power and authority to appoint three discreet persons, freeholders in said county, commissioners to examine and review that part of the main road leading from Turner's gap, in the South mountain, to William's Port, as laid out by the commissioners under the act of seventeen hundred and ninety, * as far as the run crossing said road, between John Summer's land and Boonsburg, as also the old road as now used from Turner's gap to the aforesaid run, and the lands between the road laid out under the act of seventeen hundred and ninety and the old road aforesaid, and if in the opinion of said commissioners the direction of the road can be altered in the part above recited, to the advantage of the county, that then the said commissioners shall cause to be surveyed and laid out the grounds between the old road and the new road, on which, in their opinion, the road may be run with greater convenience to the public at large, and without delay execute, sign and seal, plain plots of the same, with explicit explanations thereof, and make return of such plots to the said court, who on receiving such plots and explanations, shall examine the same, and all the evidence that shall or may be offered for or against said road, as returned, and upon consideration of all circumstances, may reject or confirm the same as part of the public road leading from Turner's gap to William's Port, and shall cause the same, if confirmed, to be recorded among the land records of Washington county, in testimony of the same being established by law, and shall direct the said commissioners to mark and bound the said road sixty feet in width, and direct a supervisor or supervisors to clear and improve the same, in the same manner, and on the same term, as directed by the act

* Chapter 32.