

CHAP. CXXVIII.

CHAP. 128.

*An Act authorising Edward Wilkins, late Sheriff and Collector of Kent County, to complete his Collections.* Lib. TH. No. 4, fol. 161. Passed Jan 28, 1814

CHAP. CXXIX.

*An Act to lay out and open a Road in Dorchester County.* Lib. TH. No. 4, fol. 162. Passed Jan 28, 1814

1. BE IT ENACTED, by the General Assembly of Maryland, That John Williams, John Brohawn and William Wallace, are hereby appointed commissioners, and they, or any two of them, are hereby authorised to survey, lay out and open a road, at the expense and proper cost of Anthony Thompson, William M. Robertson, Charles Jones, Horatio Jones and Ezekiel Fitzchew, from the Baptist Meeting House to the Indian Landing on Black Water River, in the county aforesaid; and the said commissioners, or a majority of them, shall report their proceedings to the levy court of the county aforesaid, which said report shall, by the direction of the said levy court, be recorded among the land records of the said county; and the said road, when so surveyed, laid out and opened, shall be deemed and taken to be a public road for ever thereafter, and kept in repair as other public roads are in said county.

Commissioners appointed to lay out and open road.

2. AND BE IT ENACTED, That the said commissioners shall ascertain and value what damages may be sustained by any person or persons through whose land the said road shall pass, and the same, when so assessed, shall be paid, or secured to be paid, by the aforesaid Anthony Thompson, William M. Robertson, Charles Jones, Horatio Jones and Ezekiel Fitzchew, before the said commissioners shall proceed to open the said road; *Provided always*, that if any person or persons through whose land the said road shall pass, or his, her or their guardian or trustee, shall conceive themselves aggrieved by such valuation and assessment of damages by the said commissioners, it shall and may be lawful for said commissioners, or any two of them, to issue their warrant to the sheriff of the county aforesaid, commanding him to summon twelve freeholders in the county aforesaid, and not interested in the premises, and qualified to serve as jurors in the county court, to appear on a day by them to be appointed on the premises; and the said commissioners, or any one of them, are hereby authorised to administer an oath, or affirmation, as the case may be, to every person so summoned, that he will without favour, affection, partiality or prejudice, assess the damages sustained by the person or persons at whose request such inquisition shall be taken, by reason of opening the aforesaid road through his, her or their land, and the persons so summoned and so qualified, shall thereupon proceed to assess and value the damages accordingly, of which the said commissioners, or some one of them, shall have given at least five days notice, and such inquisition shall be final and conclusive between the parties; and in assessing the damages the jury shall take into consideration the conveniencies and inconveniencies, the advantages and disadvantages, if any, arising to the proprietors of the land over which the said road may pass; *Provided*, that in such appeals from the valuations and assessments of damages made by the commissioners, shall the valuations and assessments of the said commis-

Damages to be ascertained

Provisos