

CHAP. 49.

4. AND BE IT ENACTED, That three members of the board of managers, with or without the president, shall form a quorum, who in the absence of the president may choose a chairman.

Quorum

CHAP. L.

Passed Jan 16, 1815 *An Act to lay out and make public a Road therein mentioned in Cecil County. Lib. TH. No. 4. fol. 278.*

Commissioners appointed and authorised to survey and lay out a road

1. BE IT ENACTED, by the General Assembly of Maryland, That John R. Evans, William Howard, and Levi Tyson, be and they are hereby appointed commissioners for the purposes of this act, and that they, or a majority of them, are hereby authorised and required to survey and lay out a road, not exceeding thirty feet in width, beginning on the Bell Hill road, where it is crossed by the feeder of the Chesapeake and Delaware canal, to the place where the road from Elk Forge now intersects the Delaware line; *Provided always*, that the said road shall not be made to pass through the buildings, yards, gardens or orchards, of any person, without the consent of the owner or owners thereof.

Proviso

Plot and certificate thereof to be made

2. AND BE IT ENACTED, That it shall be the duty of the commissioners aforesaid to cause a plot and certificate of said road to be made, and return the same to the levy court of Cecil county, whereupon it shall and may be lawful for the levy court of said county to levy upon the assessable property of said county a sum of money, such as they may deem necessary, and to appoint an overseer, to open and clear said road, agreeably to the plot and certificate aforesaid; and the said road, when opened and cleared as aforesaid, shall be and the same is hereby declared to be for ever thereafter a public road, and shall be kept in repair as other public roads in said county.

Damages to be ascertained

3. AND BE IT ENACTED, That the said commissioners, or a majority of them, shall value and ascertain the damages that may be sustained by each and every of the persons through whose lands the said road may pass, by opening the same, taking into estimation the advantages and disadvantages, if any, and the damages so ascertained shall be levied and assessed as other county charges are, and shall be paid over to the persons respectively through whose lands the said road may pass; *Provided nevertheless*, that no money shall be levied or assessed for the purpose of discharging the damages that may be done to any person or persons petitioning this general assembly for said road.

Proviso

Oath of commissioners

4. AND BE IT ENACTED, That the said commissioners before they shall proceed to act, shall take an oath before some justice of the peace, that they will without favour or affection, prejudice or partiality, assess the damages sustained by the person or persons through whose lands the said road may pass, by reason of opening the same.

Commissioners compensation

5. AND BE IT ENACTED, That the said commissioners shall be entitled to receive, for their attendance and services, a compensation in discharge of their duties of this act, not exceeding two dollars per day, to be ascertained by the levy court, which is hereby directed to be levied, collected and paid, as other county charges are levied, collected and paid.