

C H A P.  
X.

II. BE IT ENACTED, *by the General Assembly of Maryland*, That the orphans court of Montgomery county shall have full power and authority, upon application of the said Margaret Perry, Josiah Jones and Robert Jones, on the part of the said widow and children, and being satisfied that it will promote the interests of the said widow and children, to order the sale of the said moiety of the mill herein before mentioned, upon such terms as the said court may think proper, and to authorise the said Margaret Perry, Josiah Jones and Robert Jones, to effect such sale.

III. AND BE IT ENACTED, That any sale made by the authority of the orphans court of said county under this act, shall be notified to, and confirmed by, the orphans court aforesaid, before the conveyance of the property shall be made, and bond, with good and sufficient security, in the name of the state of Maryland, to be approved of by the orphans court of said county, shall be given by the said Margaret Perry, Josiah Jones and Robert Jones, when empowered to sell the moiety of the mill as aforesaid, for the due execution of the trust committed to them, which bond shall be lodged with the register of wills for the county aforesaid, and the said bond shall be recorded and to be subject to be put in suit by any person or persons interested therein, in the same manner as administration bonds now are.

IV. AND BE IT ENACTED, That the said Margaret Perry, Josiah Jones and Robert Jones, under the directions of the orphans court for the county aforesaid, shall be accountable for, and pay over the money arising from the said moiety of the mill above mentioned, in such manner as the court aforesaid shall or may direct.

V. AND BE IT ENACTED, That any conveyance or deed made by the said Margaret Perry, Josiah Jones and Robert Jones, pursuant to the directions of the orphans court of the county aforesaid, shall and is hereby declared to be valid and effectual to pass and convey all the right, title and interest, of the infant children of the said James Wilson Perry, deceased, in and to the premises aforesaid, to the purchaser or purchasers of the same.

## C H A P X I.

Passed Decem-  
ber 23, 1810.

## An ACT to lay out and make public a Road in Anne-Arundel County.

BE IT ENACTED, *by the General Assembly of Maryland*, That Lancelot Warfield, William D. Merriken, Augustine Gambrill, Matthias Hammond and Abner Linthicum, are hereby appointed commissioners, to lay out, survey, mark, bound and open, a public road in said county, at the expense of those willing to contribute thereto, not exceeding twenty feet in width, beginning at a bounded stone standing by William Merriken's gate, on the road leading from the priest's bridge over the Patuxent river, to run in the most convenient direction the nature of the ground will admit of, to pass at or near Caleb Sappington's blacksmith shop, thence in the most direct and convenient course to intersect the road leading from the city of Annapolis to Hammond's or Cragg's ferry, on the Patapsco, and they are hereby required to return a plot of the same to the clerk's office of Anne-Arundel county, to be there recorded, and when the said road shall be so opened, it shall be deemed and considered a public road, and kept in repair as other public roads are in said county.

II. AND BE IT ENACTED, That the said commissioners, or a majority of them, be and they are hereby authorised and required to assess the damages sustained by the individuals over whose land the said road may run, taking into consideration the advantages, and the same, when so assessed, shall be paid, or secured to be paid, by the persons interested in opening the said road, to the person or persons entitled to receive the same, before the said road, after it is laid off, shall be opened or cleared.

III. AND BE IT ENACTED, That if any person or persons over whose land the said road shall pass, or his, her or their guardian or trustee, shall conceive himself, herself or themselves aggrieved by such valuation or assessment of damages by the said commissioners, it shall and may be lawful for any justice of the peace, on his, her or their application, to issue a warrant, under his hand and seal, directed to the sheriff of the county, commanding him to summon twelve disinterested men, qualified to serve as jurors in the county court, to meet upon the premises on a certain day, of which ten days notice at least shall be given to the party or parties interested; and the said jurors, when so met, and having each first taken an oath before some justice of the peace of said county, that he will, without favour, affection, prejudice or partiality, 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, shall thereupon proceed to assess and value the damages