

## CHAP. 5.

and may be lawful for the levy court of said county to levy upon the assessable property of said county such sum of money as they may deem necessary, and to appoint and employ 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, (petitioners to the general assembly for this road only excepted,) by opening the same, taking into consideration the advantages and disadvantages, and return the same to the levy court, together with the plot and certificate as above directed; and the damages so ascertained shall be levied and assessed as other county charges are, and shall be paid over to the persons respectively who may be endangered thereby; *Provided nevertheless,* that no money shall be levied or assessed for the purpose of paying the damages aforesaid, until the said road is opened and cleared agreeably to the directions of this act.

Proviso

Commissioners' compensation

4. **AND BE IT ENACTED,** That the said commissioners shall be entitled to receive as a compensation for their services a sum 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.

## CHAP. VI.

Passed Dec 13

*An Act authorising a Lottery to raise a sum of money for the purpose of building a School House in the Vicinity of Taney-Town, in Frederick County, Lib. TH. No. 4. fol. 404.*

Lottery authorised—bond to be given

1. **BE IT ENACTED,** by the General Assembly of Maryland, That it shall and may be lawful for the Reverend John Grub, David Kephart, Henry Rinedoller and Peter Haun, or a majority of them, to propose a scheme or schemes of a lottery for raising a sum of money not exceeding one thousand dollars clear of all expenses, and sell and dispose of the tickets in said lottery and to draw the same; provided, that the said John Grub, David Kephart, Henry Rinedoller and Peter Haun, or a majority of them that undertake to act under this law, shall, before the sale or disposal of any ticket or tickets in said lottery, give their bond to the state of Maryland, in the penalty of double the sum raised, conditioned that they will well and truly apply so much money arising therefrom, within three months after the drawing of said lottery shall be completed, as will satisfy the fortunate adventurers for prizes drawn by them, and after deducting the necessary expenses incurred in said lottery, shall within twelve months after the drawing of said lottery shall be completed, apply the money arising by such lottery for the purpose of building a school house, wherein the German and English languages may be taught.

Bond to be lodged in clerk's office

2. **AND BE IT ENACTED,** That before the above named John Grub, David Kephart, Henry Rinedoller and Peter Haun, or a majority of them, shall proceed to act, their said bond shall be lodged in the office of the clerk of Frederick county, to be there recorded;