

ble tolls on all persons navigating or transporting any thing along and upon said canal, to use the water of the said canal for the purpose of erecting mills, manufactures, or machinery of any description, or for any purpose whatever, not prejudicial to the rights of the present Water Company of Baltimore, first however, always obtaining the consent of all and every person interested in the lands upon or through which any such mill, manufacture, machinery, or communication with tide water, may be or pass, and the privileges above granted in whole or in part to sell and dispose of to any person or persons, bodies politic and corporate.

Dec. Ses 1817

CHAPTER 71.

An act to provide for the opening and extension of Pratt-street, in the City of Baltimore.

Passed Jan 29

Sec. 1. *Be it enacted by the General Assembly of Maryland.* That the commissioners whose appointment is herein after provided for, be and they are hereby authorised and empowered, to lay out and survey Pratt-street, in the city of Baltimore, beginning for the north side thereof, at the south-west corner of Owings's warehouse, situated on Light-street, and running thence easterly in a straight line to the south-east corner of Wilson's warehouse, situated on Franklin-lane; and for the south side thereof, beginning at a point on Light-street wharf, not less than seventy feet south from the beginning of the north side of said Pratt-street, and running thence easterly, parallel with the north side of the said street, to Franklin-lane; but the said commissioners may widen the said street on its south side in their discretion, provided the south side shall not be further south than the southernmost extremity of Prestman's warehouse on Cheapside wharf.

Street to be surveyed and laid out.

2. *And be it enacted,* That the said commissioners shall cause a survey, and two plots, to be made, of the situation of the ground across which the said street is required to be laid out, and such lots and docks as are adjacent thereto, and shall mark out and designate the said street upon the said plots, and upon the ground, and shall return, under their hands and seals, one of the plots to be lodged in the office of the register of the city of Baltimore, there to remain as a part of the said city, and the other plot to the office of the clerk of Baltimore county court, to be by him preserved among the records of said court.

Plotto be made of the ground over which it is to be laid out.

3. *And be it enacted,* That the said commissioners, after having surveyed the grounds and designated the street as aforesaid, shall proceed forthwith to ascertain and determine what damages will be sustained by the owners of property lying within or adjacent to the said street, by reason of the opening and extension thereof, (taking into consideration all advantages and disadvantages,) provided that no claim of compensation for damage shall be adjudged in favour of any property which shall not be taken in whole, or in part, for the use of the said street, or to which is not attached a right to the use of one or more of the docks to be filled up, according to the provisions of this act.

Damages to be ascertained.

4. *And be it enacted,* That the said commissioners, after having ascertained the damages as aforesaid, and added thereto the commission allowed to the collector as herein after provided, and an estimate of the expense of executing their agency herein, includ-

Property benefited to be assessed.