

have been much injured by the collected water; and also setting forth, that disputes frequently arise respecting the boundaries of lots in said town, by filling up the streets and alleys; and prayed that an act might pass appointing commissioners for said town, with power to direct the sloping and amending the streets of said town, as they may think proper, and also to direct and regulate the posting of footways in the sides of the streets, the paving of those footways, and also empowering the said commissioners to levy a tax on all the taxable property of said town, not exceeding three shillings in the hundred pounds, for defraying the expence which may arise from repairing the streets and alleys in said town, and for the further purpose of purchasing a fire engine, sinking vats and wells in such places of said town as the commissioners may deem most convenient for collecting water for the more effectually guarding against and extinguishing fire in said town; which this general assembly have thought proper to grant;

C H A P.
XXIV.

II. *Be it enacted, by the General Assembly of Maryland,* That Thomas Hart, Ludwick Young, William Lee, John Shryock, John Giger, Peter Heighfly and Baltzer Gole, be and they are hereby appointed commissioners of Elizabeth-town, and that on refusal, death, removal or resignation, of any of the said commissioners, the major part of said commissioners shall appoint another to serve in stead of such commissioner refusing, dying, removing or resigning; but before any person appointed, or to be appointed, a commissioner, shall act as such, he shall take an oath, or affirmation, before some justice of the peace, that he will well and faithfully execute his duty as commissioner of Elizabeth-town, according to the directions of this act, without partiality or prejudice, to the best of his skill.

Commission-
ers appointed,
&c.

III. *And be it enacted,* That the said commissioners are hereby constituted and made a body corporate, by the name of the Commissioners of Elizabeth-town, with all the privileges of a body corporate, and to have a common seal and perpetual succession.

And made a
body corpo-
rate, &c.

IV. *And be it enacted,* That the said commissioners, or a majority of them, as soon as may be, and from time to time, as often as occasion may require, shall meet and consult together respecting the duties reposed in them by this act, and shall appoint a clerk, who shall take an oath that he will faithfully and impartially execute his said office; and it shall be the duty of said clerk to enter into a book to be kept for that purpose, all the proceedings of said commissioners relating to said town, and the said book shall always be open to the inspection and examination of the said commissioners and inhabitants of Elizabeth-town, or any other person interested; and the said commissioners are hereby empowered to allow to their clerk any sum not exceeding fifteen pounds *per* year for his trouble, and may remove and displace the clerk at pleasure.

Commission-
ers to meet,
&c.

V. *And be it enacted,* That the said commissioners, or a majority of them, are directed to meet, as soon as may be, and determine on the best method and manner of sloping, lowering, raising, or otherwise rendering more convenient, the streets and alleys in said town; and the said commissioners, or a majority of them, are hereby empowered to order and direct a proper and due proportion of said streets to be marked and divided off for footways, by posts at such proper distances and heights, having respect to the height and distance of those already made, as shall appear to them most convenient, and the said commissioners direct the footways, so posted, to be paved with flat stone or brick, and such posting and paving shall be performed at the expence of the proprietors of the different lots where the commissioners shall direct such paving and posting to be done, according to their respective possessions binding on the streets.

And deter-
mine the me-
thod of
sloping, &c.
the streets,
&c.

VI. *And be it enacted,* That the owner or owners of any house or lot, or any part of a lot, where such paving and posting shall be directed, by virtue of this act, to be posted, paved, amended or repaired, shall not reside within the town, the tenant or person using the same, or who shall have the care thereof, shall cause the said paving and posting to be done before the front of such possession; and

Paving to be
done in cer-
tain cases by
tenants, &c.