

CHAP. 52.

Passed Jan. 8, 1803

An Act authorising Lambert Beard, a Collector of Cecil County, to complete his Collections. Lib. JG. No. 4, fol. 256.

CHAP. LII.

CHAP. LIII.

Passed Jan. 8, 1803
* 1801, ch. 48.

Preamble.

*A Supplement to the act, * entitled, An act authorising the laying out a certain Road in Frederick County.* Lib. JG. No. 4, fol. 257.

WHEREAS by an act of assembly, passed at November session, eighteen hundred and one, entitled, An act authorising the laying out a certain road in Frederick county, and to which this is a supplement, the commissioners therein named are authorised and directed to open and clear a road, thirty feet wide, from the road leading from Petersburg, in the commonwealth of Pennsylvania, to the town of Westminster, in Frederick county, to begin at or near where said road crosses Big Pipe creek, and near the upper end of Peter Erb's meadow, and to run in a direct line to intersect the road leading from Hanover, in the said commonwealth of Pennsylvania, to the aforesaid town of Westminster, in Frederick county, at the first angle on said road, on the north side of Big Pipe creek: And whereas it is represented to this general assembly, by the petition of Andrew Shriver, the petitioner in the said original act named, and by Peter Erb and John Erb, through whose lands the said road will pass, that the said original act cannot be carried into effect without great inconvenience to the said petitioners, unless a discretionary power is given to the said commissioners to deviate from a direct line in the laying out and opening said road, and have prayed that the same may be done; therefore,

Commissioners authorised to deviate from a direct line in laying out road.

2. BE IT ENACTED, by the General Assembly of Maryland, That the commissioners in the said original act named, or any two of them, be and they are hereby authorised and empowered, if they shall deem it expedient, to deviate from a direct line in laying out and opening said road, and to lay out and open the same upon such suitable ground as the persons interested therein may agree upon, any thing in the original act to which this is a supplement to the contrary notwithstanding.

Damages to be ascertained.

3. AND BE IT ENACTED, That if any person or persons through whose land the said road shall pass, shall think himself, herself or themselves, aggrieved in the valuation of the damages to be ascertained by the commissioners, or any two of them, agreeably to the directions of the original act, that the said commissioners, or any two of them, shall and they are hereby authorised and required to issue their warrant to the sheriff of the county, to summon twelve disinterested freeholders of said county, to appear on the premises, on a day by the said commissioners to be appointed, and the said commissioners are hereby authorised to administer an oath to every person so summoned, that he will, without favour, affection, partiality or prejudice, assess the damages sustained by the person or persons at whose request such inquisition shall be taken, by reason of opening said road through his, her or their land; and the person so summoned and sworn shall thereupon proceed to value and assess the damages accordingly, of which the parties concerned, or some of them, shall have five days previous notice at the least, and such inquisitions shall be final and conclusive between the parties.