

## CHAP. 165.

## CHAPTER 165.

Passed Mar. 1, 1841. *An act to lay out, open and make public a Road in Frederick and Carroll Counties.*

**SECTION 1.** *Be it enacted by the General Assembly of Maryland,* That Thomas B. Owings and Wilton Burdett, of Carroll county, and Joseph Kemp, Esqr., of Frederick county, be and they are hereby appointed commissioners to lay out and open a new road, not exceeding thirty feet in width, beginning at the Quaker road, at or near Kemptown, in Frederick county, and running thence on the straightest and best ground to intersect the Buffalo road at or near James Penn's blacksmith's shop, thence on the bed of said road to the pine grove north of Ridgeville, thence on the best ground to Mount Airy Depot, on the Baltimore and Ohio Rail Road, thence on the best ground to the new Liberty road, at or near Thomas Barnes' dwelling house, crossing the Roap road at or near Stephen Penn's, then on the straightest and best ground to intersect the Gorsuch road at or near the farm of the heirs of John Farver, deceased; and that the said commissioners shall make out a plot of that part of the road running through Frederick county, and return the same to the clerk of said county, to be recorded amongst the records thereof; they shall likewise make out a plot of that part of the road running through Carroll county, and return the same to the clerk of Carroll county court, to be recorded amongst the records of said county; and the said road, when so opened, shall be deemed to be a public road forever, and shall be kept in repair in the same manner as all other public roads are directed to be kept up in those counties respectively.

**SEC. 2.** *And be it enacted,* That the expenses of surveying and opening the said road, shall be paid in the following manner, to wit: the expenses attending the surveying and opening so much of the said road as shall lie and be in Frederick county, shall be levied on and paid by Frederick county; and the levy court of Frederick county is hereby authorised and required, on receiving from the commissioners, on oath, a statement of the said expenses, including an allowance of two dollars per day to the commissioners for their services, to levy on the assessable property in said county an amount sufficient to meet these demands; and that the expenses of so much of the said road as shall lie and be in Carroll county, shall be levied upon the assessable property of said county by the commissioners of tax there-