

Passed 25th of  
January, 1806.

An ACT to repeal the second section of an act, entitled, An act to enlarge further the powers of the trustees of the poor in the several counties therein mentioned.

**B**E IT ENACTED, by the *general Assembly of Maryland*, That the second section of an act, entitled, An act to enlarge further the powers of the trustees of the poor in the several counties therein mentioned, passed at November session, in the year of our Lord one thousand eight hundred and four, be and the same is hereby repealed; provided nevertheless, that the said second section of the aforesaid act shall continue and be in force until the first day of January next, and no longer.

Passed 25th of  
January, 1806.

An ACT to lay out, open and clear, a road in Harford county, beginning at the end of Patrick Smith's lane, where the Peach Bottom road crosses the York road leading to Rock Run, to intersect the main road leading from the Black House to the Pennsylvania line, at Miers's mill, on Deer creek.

**W**HEREAS sundry inhabitants of Harford county, by their petition to this general assembly, have prayed that a public road may be laid out, opened and cleared, beginning at the end of Patrick Smith's lane, where the Peach Bottom road crosses the York road leading to Rock Run, to intersect the main road leading from the Black House to the Pennsylvania line, at Miers's mill, on Deer creek, and that the same will be a great public convenience; and the prayer of said petitioner being considered reasonable, therefore,

**II. BE IT ENACTED**, by the *General Assembly of Maryland*, That Thomas Montgomery, William Whiteford and James Barton, of John, of Harford county, or a majority of them, be and they are hereby appointed commissioners to survey, lay out and open, a road in said county, from the end of Patrick Smith's lane, where the Peach Bottom road crosses the York road leading to Rock Run, to intersect the main road leading from the Black House to the Pennsylvania line, at Miers's mill, on Deer creek, and in as straight a direction as the nature of the ground will admit, and with as little injury to the individuals over whose lands the same may pass as may comport with the public convenience, and provided that the said road shall not be laid out through the garden, yard, meadow or orchard, of any individual, without his or her consent in writing first had and obtained; and a plot of said road, when surveyed and laid out, together with a certificate of the courses of the same, shall be returned by the commissioners aforesaid to the levy court, who are hereby authorised and empowered to confirm, or for sufficient cause, reject the same, and in case the same shall be rejected as aforesaid, the said court are hereby further authorised to direct the said commissioners herein named again to survey and lay out said road as aforesaid, and return a plot thereof, with certificate of the courses as aforesaid, and so from time to time, till a plot shall be returned which shall be confirmed by said court, with the certificate of the courses of said road, which plot and certificate so returned shall be recorded among the records and proceedings of said court.

**III. AND BE IT ENACTED**, That when the plot of said road shall have been confirmed and recorded as aforesaid, it shall and may be lawful for the levy court of said county to levy, upon the assessable property in said county, a sum of money, such as they shall deem necessary for surveying and opening the said road, and to appoint an overseer or overseers to open and clear said road, agreeable to the plot and certificate aforesaid, who shall give bond in like manner as other overseers of public roads are directed to give bond, and shall have the same allowance; and the said road, when opened and cleared as aforesaid, shall be and the same is hereby declared to be thereafter a public road, and shall be kept in repair as other public roads in said county.

**IV. AND BE IT ENACTED**, That the commissioners respectively herein before named, shall be entitled to receive, for every day they shall severally attend to discharge the duties required by this act, the sum of two dollars, which is hereby directed to be levied, collected and paid, as other county charges are levied, collected and paid.