

C H A P. LXXI.

Passed 4th of  
Jan. 1807.

An ACT authorising the levy court of Baltimore county to levy a sum of money on the assessable property of said county for the purpose therein mentioned.

Preamble.

WHEREAS it appears to this general assembly, by the petition of sundry inhabitants of Baltimore county, that they have experienced the greatest inconvenience, in consequence of the decayed state of the bridge over the Falls of Gunpowder, on the road leading from Baltimore to Harford county, by way of Gitting's mills; and it having been made appear that the sum heretofore appropriated for rebuilding the same is insufficient for the accomplishment of that desirable object, therefore,

Court may assess money, &amp;c.

II. BE IT ENACTED, by the *General Assembly of Maryland*, That the levy court of Baltimore county, or a majority of them, be and they are hereby authorised and empowered, at their next levy laying court, to assess and levy, on the assessable property of said county, a sum of money, not exceeding five hundred dollars, sufficient for the rebuilding the bridge over the Falls of Gunpowder, on the road leading from Baltimore to Harford county, by the way of Gitting's mills, in a safe substantial manner, and the said sum shall be collected in the same manner that other county charges are collected, any law, usage or custom, repugnant to, or inconsistent with, the provisions of act, to the contrary notwithstanding.

C H A P. LXXII.

Passed 4th of  
Jan. 1807.

An ACT to open a road from the Bald Friar Ferry, on Susquehanna river, to the Pennsylvania line.

Preamble.

WHEREAS it is represented to this general assembly, by the petition of sundry inhabitants of Cæcil county, that a public road from the Bald Friar Ferry to the borough of Lancaster, would be of great public utility, and praying that the private road from the Bald Friar hill to the Pennsylvania line may be streightened and made a public road; therefore,

Commissioners appointed, &amp;c.

II. BE IT ENACTED, by the *General Assembly of Maryland*, That James Evans, James Semmes, John Creswell, or a majority of them, are hereby authorised and required to survey, lay out and mark, a road, on or near the private road, not exceeding thirty feet in width, in the streightest and best direction that the nature of the ground will admit, from the public road at the Bald Friar hill to that part of the Pennsylvania line where the same passes through the lands late of Alexander Ewing, deceased, and assess and value the damages that each and every person will sustain by reason of the said road passing through his, her or their land; and a certificate of such survey, and of the valuation aforesaid, shall be returned to the clerk of Cæcil county, to be by him recorded, and the said road shall for ever thereafter be deemed and taken to be a public highway.

Road to be kept in repair, &amp;c.

III. AND BE IT ENACTED, That the levy court of Cæcil county, if they should be of opinion that the said road will be of public benefit and utility, be and they are hereby authorised and required to cause the said road to be made and kept in repair as other public roads in said county are, and the damages so as aforesaid ascertained, together with a reasonable compensation to the commissioners, to be levied on the assessable property of the county aforesaid, and collected and paid to the person or persons entitled to the same; provided, that nothing in this act contained shall authorise the commissioners to lay out a road through the buildings, garden, yard, orchard or meadow, of any person or persons, without his, her or their consent in writing being first had and obtained.

Persons aggrieved may apply to a justice, &amp;c.

IV. AND BE IT ENACTED, That if any person or persons through whose land said road shall pass, or his, her or their guardian or trustee, shall conceive themselves aggrieved by the valuation and assessment of the damages by the said commissioners, or a majority of them, it shall and may be lawful for any justice of the peace of the aforesaid county, on application of the party interested, to issue his warrant, under his hand and seal, directed to the sheriff of the county, to summon twelve persons, qualified to serve as jurors in the county court, to appear, on a day by the said justice to be appointed, on the premises of the person making such application, and the said twelve persons, having first made oath before a justice of the peace, that they will, without favour, affection or partiality, assess the damages sustained by the person or persons at whose request such inquisition shall be taken, shall thereupon proceed to assess and value the damages accordingly, and the sum so ascertained and paid as aforesaid shall be final and conclusive.