

C H A P.
XXIII.To cause a
survey to be
made, &c.

And be it enacted, That the mayor, recorder and aldermen, of the said town, or any five or more of them, be authorized from time to time, as often as they think it necessary, to cause a correct survey of the said town, and the additions thereto, to be made, and to establish and fix permanent boundaries and stones at such places as they think necessary, with proper marks and devices thereon, to ascertain and perpetuate the true lines of the said town and the additions thereto; and the said mayor, recorder and aldermen, or any five or more of them, be authorized from time to time to survey and ascertain the streets, lanes and alleys, of the said town and the additions thereto, and to declare the same, and to adjudge as nuisances any encroachment thereon; and the said mayor, recorder and aldermen, or any five or more of them, are also authorized and required, on the application and at the expence of the proprietors, or the guardians of infant proprietors, of any lot in the said town or the additions thereto, to survey, alter, amend or lay out anew, any of the streets, lanes and alleys, running through the ground of such proprietors, so as to make the streets, lanes and alleys, throughout every part of the said town and the additions thereto, to correspond and communicate with each other as near as may be; provided that any street, lane or alley, when altered, amended or made anew, shall not run through the ground of any person without his consent.

To hold a
court, &c.

IX. And be it enacted, That the mayor, recorder and aldermen, or any three or more of them, shall hold a court in the said town, to be called The Mayor's Court, and in court they may make proper officers, and settle reasonable fees, not exceeding what are or shall be allowed by law in the county courts of this state.

To have jurif-
diction as to
debts, &c.

X. And be it enacted, That the mayor, recorder, or any alderman of the said town, shall have the same jurisdiction as to debts as any justice of the peace of any county of this state now hath, or shall hereafter have by law, and an appeal shall lie in the same manner, from their judgment to the mayor's court, as from the decision of any county justice to the county court, and such appeal shall be regulated, prosecuted and determined, by the said mayor's court, in the same mode as is or shall be directed by law in the case of an appeal from the determination of a single justice to the county court.

Court to have
concurrent ju-
risdiction, &c.

XI. And be it enacted, That the said mayor's court shall have concurrent jurisdiction with the county court of Montgomery county in all criminal cases, except such as affect life or member, if such crimes or offences be committed within the said town, or the precincts thereof, by any inhabitant thereof, or by any person not a citizen of this state; and any fine, penalty or forfeiture, recovered in the said mayor's court, shall be paid and applied in the same manner as if recovered in the county court of the said county, and the mayor, recorder, and any alderman, shall have jurisdiction, touching and concerning any such crime, to arrest and bind over to answer therefor in the said mayor's court.

Mayor, &c.
to appoint an
inspector of
flour, &c.

XII. And be it enacted, That the said mayor, recorder, aldermen and common-council, or the major part of them, shall have power to appoint an inspector or inspectors of flour for the said town, and to fix his or their allowance; provided that the same shall not exceed three-pence current money per barrel.

Precincts af-
certained, &c.

XIII. And be it enacted, That all that part of Montgomery county lying within one quarter of a mile of the limits of the said town, and the additions thereto, and all that space of water of Patowmack river adjoining the said town on all the shores thereof, and used as the harbour, as far unto the said river as the middle thereof, shall be considered as the precincts of the said town, and within the jurisdiction of the mayor, recorder, aldermen, and common-council of the said town, and subject to their by-laws and regulations, and within the jurisdiction of the mayor, recorder, or any alderman of the said town, as before mentioned and limited by this act.

XIV. And