

the same; and in case any proprietor or proprietors, or their guardian or trustee, shall conceive themselves aggrieved by the valuation of the said commissioners, it shall and may be lawful for any justice of the peace for Washington county, on application by any person interested, to issue his warrant, under hand and seal, directed to any constable of the county aforesaid, commanding him to summon five freeholders, disinterested as to the said road, to appear on a day by him to be appointed on the land of the person making application as aforesaid; and the said freeholders shall respectively repair to some justice of the peace for the said county, and take the following oath, or affirmation, to wit: "I, A. B. do swear, or solemnly, sincerely and truly, declare and affirm, that I will honestly and faithfully estimate and value the damages and injury sustained by C. D. by opening a road through the land of the said C. D. in pursuance of the directions of this act;" and shall return the damages by them assessed to the said justice of the peace, and the damages so assessed and returned shall be conclusive; and the party or parties in whose favour the valuation ascertained by the said commissioners, or the damages assessed by the said freeholders, shall be made, shall be entitled to receive the same from the said commissioners, and the said commissioners shall pay, or secure to be paid, the amount of the said valuation or damages to the respective parties entitled to receive the same, out of the monies to be raised and collected from the subscriptions to the said road, within six months after the ascertainment of such valuation or damages, and before they shall proceed to affect the lands and tenements of the person or persons concerned: Provided, that the said road shall not go through any houses, garden, meadow or orchard, unless with the consent of the owner thereof.

C H A P.
XIX.

C H A P. XX.

An ACT to repeal so much of the act concerning marriages as is therein mentioned.

Passed December 10.

BE it enacted, by the General Assembly of Maryland, That so much of the act of assembly, entitled, An act concerning marriages, as prohibits and declares void marriages between persons related within the following degrees of affinity, to wit: A man with his wife's sister, or brother's wife; a woman with her husband's brother, or sister's husband; shall be and the same is hereby repealed and made void; and all marriages heretofore made and celebrated by and between persons related within the degrees of affinity before mentioned, are hereby confirmed and made valid in law, to every intent and purpose, from the time of the celebration of such marriages respectively; and all penalties, forfeitures and consequences, which may have been incurred under the said recited act, by any marriage within the degrees of affinity aforesaid, are hereby released and discharged, and the parties for ever acquitted of the same; and no penalties shall hereafter be incurred under the said act in consequence of any marriage within the degrees of affinity herein before mentioned, but every such marriage shall be good, sufficient and valid, in law, any thing in the said recited act to the contrary thereof in anywise notwithstanding.

Part of an act repealed, &c.

C H A P. XXI.

An ACT for the benefit of Essex Sherburne Ridley, a minor, son of Matthew Ridley, deceased.

Passed December 10.

WHEREAS it is represented to this general assembly, that captain Joseph Richardson, late of the kingdom of Great-Britain, was lost at sea some time in the year seventeen hundred and eighty, having sundry unimproved lots in that part of Baltimore-town called Philpot's Hill: And whereas it is doubtful whether the act for the confiscation of British property comprehended the real estate of the said Joseph Richardson, the aforesaid Essex Sherburne Ridley being then an infant, in France, and grand-son and heir at law to the said Joseph Richardson, and at this time destitute of any support; and this general assembly being desirous to confirm the right of the said Essex Sherburne Ridley to the said property of the said Joseph Richardson; therefore,

Preamble.

II. Be it enacted, by the General Assembly of Maryland, That all the right, title and interest, of this state to the lots of ground situate in Baltimore-town,

Right vested in E. R. Ridley.