

1799.

C H A P.
LXXXIII.

nual time for granting such ferry licences, in such case the county court of the county in which such land shall lie, shall issue their warrant to the sheriff of their county, to summon twelve respectable disinterested persons, qualified by law to be jurymen, and also the surveyor of the county, to meet on the premises, on a day by him to be appointed, of which due and timely notice shall be given by the said sheriff to the owner or owners, possessor or possessors, of such land; and the said jury shall then and there, upon viewing the place, determine how much land, not exceeding two acres, and not including the dwelling-house, garden, orchard or meadow, of the owner or possessor, or any part thereof, shall be necessary and most convenient to be laid off for the use of such ferry, and the said surveyor, under their direction, shall survey and lay off the same, and make a correct plot and certificate thereof, and shall deliver the same to the said sheriff, to be returned to the said county court; and the said jury shall then and there estimate the value of the said land, in doing which they shall take into consideration all the advantages of its situation for the purposes of keeping a ferry, or pursuing any other business, having first taken an oath, or affirmation, as the case may be, justly and impartially to value the said land; and they shall make an inquest of their proceedings as aforesaid, under their hands and seals, which shall be returned by the said sheriff, with the certificate and plot, aforesaid, to the next county court; and if the proprietor of the said land shall think himself aggrieved by the quantity of land laid off, or by the manner of laying off the same, or by the valuation thereof by the said jury, it shall and may be lawful for him or her to apply to the said county court, at any time before the end of the next court to that at which the inquest aforesaid shall be returned, who may, in a summary way, examine the said proceedings, and ratify or correct the same in any of the particulars above mentioned, and shall thereupon order and adjudge that the said land shall thenceforward become the property of the said county for ever, upon the value thereof as aforesaid being paid to the said owner or owners; and the clerk of the said county court shall transmit a copy of such order and judgment of the said court, and a certificate of the valuation of the land condemned, to the levy court of the same county, who shall assess and levy the same in the same manner as other county expences, and shall order such sum, when levied, to be paid over to the person or persons entitled to receive the same, as being interested in such condemned land; and it shall thereupon be lawful for the said court to direct the necessary buildings to be erected thereon at the expence of the county, and the same shall be annually rented out by them for the use and benefit of the said county; provided always, that in cases of infancy, or other legal disability, it shall and may be lawful for such infant or other person, or his or her legal representative, whose land may be condemned under the provisions of this act, at any time within three years after the removal of such disability, to repay to the levy court aforesaid, or their collector, the amount of the valuation of such condemned land, if the same shall have been paid as above directed, and also the real value, at the time of such disability being removed, of any buildings or other improvements that may have been erected thereon at the expence of the county, or if the same be refused, to make a tender thereof, and such condemned property, with the improvements thereon, shall revert to and become again the property of such person as fully as the same would have been if such condemnation had never taken place.

A section repealed.

VI. AND BE IT ENACTED, That the third section of the act passed at November session, in the year one thousand seven hundred and eighty-one, entitled, An act to regulate public ferries, be and the same is hereby repealed.

Duration.

VII. This act to continue and be in force during the continuance of the act to which this is an additional supplement.

C H A P. LXXXIV.

Passed 3d of
Jan. 1800.
Preamble.

An ACT relating to certain public roads in Anne-Arundel county.

WHEREAS it has been represented to this general assembly, by sundry inhabitants of Anne-Arundel county, that they labour under great inconveniencies for want of a road from the widow Robinson's, to lead through the lands of Thomas Chaney, Randall and Dobbin, and of Mrs. Pumphrey, till it intersects the public road leading from Baltimore-town to the Magothy mountains, and also for want of one other road from the said widow Robinson's, running by Waters's mill, and through the lands of Benjamin Gambrell, till it intersects the mountain road leading to Patapsco ferry; and this general assembly thinking the prayer thereof reasonable, therefore,

Commissioners appointed, &c.

II. BE IT ENACTED, by the General Assembly of Maryland, That Richard Cromwell, Dorsey Jacob and Richard Merriken, or any two of them, be and they are hereby appointed commissioners, to survey, lay out and open, a road, not exceeding thirty feet wide, in such direction as the situation of the ground will admit, from the widow Robinson's, leading through the lands of Thomas Chaney, Randall and Dobbin, and Mrs. Pumphrey, till it intersects the public road leading from Baltimore-town