

C H A P. XXXIV.

Passed 31st of Dec. 1801.

An ACT to lay out and open a road from John Orme's plantation to intersect the main road leading from William Darne's to Montgomery county court-house.

WHEREAS sundry inhabitants of Montgomery county have, by petition to this general assembly, prayed that a road may be opened from John Orme's plantation to intersect the main road leading from William Darne's to Montgomery county court-house; and the same appearing reasonable, therefore,

II. BE IT ENACTED, by the General Assembly of Maryland, That Charles Gassaway, William Darnes and Richard West, or any two of them, be and they are hereby appointed commissioners to survey, lay out and open a road, to intersect the main road leading from William Darne's to Montgomery county court-house, at the expence of the petitioners, not exceeding thirty feet in width, in the following direction, to wit: Leaving the old public road opposite Archibald Orme's plantation, and running with the lands of Thomas Beall, of George, and the heirs of Johnsey Gaither, as the road now runs, thence with the lands of Thomas Beall, of George, and the heirs of Samuel Clagett, as the road now runs, by the Union mills, then through the lands of James Lackland and Elisha O. Williams, leaving their plantations to the south, to the Union chapel, then from said chapel, through the land called The Pines, till it intersects the main road leading from William Darnes's to Montgomery county court-house, at or near the upper end of the plantation of Thomas Nicholls, of Simon; and a plot of said road, when surveyed and laid out, together with a certificate and courses of the same, shall be returned by the commissioners to the levy court of Montgomery county, to be there recorded; and the said road when opened, shall for ever thereafter be deemed and taken to be a public highway, and repaired in the same manner as other public roads in said county are repaired.

Commissioners appointed, &c.

III. AND BE IT ENACTED, That on application of the party or parties interested, the said commissioners, or any two of them, shall ascertain and value what damages may be sustained by any person or persons through whose land the said road shall pass, and the same, when so ascertained and assessed, shall be paid, or secured to be paid, by the said petitioners, before the commissioners appointed by this act shall proceed to open the said road; provided always, that if any person or persons through whose land the said road shall pass, or his, her or their guardian or trustee, shall conceive themselves aggrieved by such valuation and assessment of damages, it shall and may be lawful for the said commissioners, or any two of them, to issue their warrant to the sheriff of the county, to summon twelve disinterested freeholders of said county, to appear on the premises, on a day by them to be appointed, and the commissioners are hereby authorised to administer an oath to every person so summoned, that he will, without favour, affection, partiality or prejudice, assess the damages sustained by the person or persons at whose request such inquisition shall be taken, by reason of opening said road through his, her or their land, and the persons so summoned and sworn shall thereupon proceed to value and assess the damages accordingly, of which the said petitioners, or some one of them, shall have five days previous notice at the least, and such inquisition shall be final and conclusive between the parties.

Who shall ascertain damages, &c.

IV. AND BE IT ENACTED, That the said commissioners shall not lay out or open the said road through the buildings, gardens, yards, orchards or meadows, of any person or persons, without his or their consent.

Not to go through buildings, &c.

C H A P. XXXV.

A Supplement to an act, entitled, An act to incorporate the Baltimore equitable society for insuring houses from loss by fire.

Passed 31st of Dec. 1801.

BE IT ENACTED, by the General Assembly of Maryland, That there shall be a general meeting of the members of this society on the first Monday in April every year, or oftener, if the directors for the time being shall think fit, or any twenty members insuring to the value of ten thousand pounds or upwards shall require the same, at which general meetings all the members of the society shall have a right and liberty to be present, of which general meetings, and of the matters therein intended to be moved, proposed or transacted, notice shall be given by the directors, at least seven days before the times of such meetings, in one or more of the public news-papers, or otherwise, as they shall see fit, which general meetings shall be capable of acting and managing the

There shall be a meeting, &c.