

contribute and pay towards compensating the corporation of the city of Baltimore, or any person or persons injured by extending and wharfing out the said lots; and the names of the person or persons, and the sums of money which they shall respectively be obliged to pay, shall be returned, under their hands and seals, to the register of the said city, to be filed and kept in his office, and the person or persons benefitted by extending and wharfing out said lots, and assessed as aforesaid, shall respectively pay the sum or sums of money so charged and assessed to them, with interest thereon, at the rate of six *per centum* for the time limited for the payment thereof.

See 1815, ch. 206.

5. AND BE IT ENACTED, That the sums of money assessed and charged to each individual benefitted by extending and wharfing out said lots, shall be a lien upon and bind all the property so benefitted thereby to the full amount thereof.

Sums assessed to be a lien on property benefitted.

6. AND BE IT ENACTED, That in case the corporation of the city of Baltimore, or the person or persons injured by extending and wharfing out the said lots, shall not be paid the damages by him or them respectively sustained and assessed as aforesaid, he, she or they, shall and may institute suits in Baltimore county court for the recovery of the same, in which it shall be sufficient to declare for money had and received, and this act and the proceedings under the same, shall be evidence to all intents and purposes whatsoever to support such action or actions instituted as aforesaid.

In case damages are not paid suit may be instituted for recovery thereof.

7. AND BE IT ENACTED, That in case any suit shall be instituted as aforesaid for the recovery of any sum or sums of money in virtue of this act, if the corporation of the city of Baltimore, or the person or persons instituting the same, shall file a short note expressing the ground of such action, at least twenty days next before the sitting of the court, and cause a copy thereof to be served on the defendant, or left at his last place of abode, the parties shall proceed to trial at the first court to which the writ shall be returnable, and no imparlance or appeal shall be allowed.

Parties may proceed to trial at first court to which writ is returnable.

#### CHAP. CIV.

*An Act to lay out and straighten a Road in Baltimore County.* Lib. Passed Dec 24.  
TB. No. 2, fol. 574.

WHEREAS it is represented by the petition of sundry inhabitants of Baltimore county, that it would be of public utility to have a road laid out from the old York road, near Thomas Sutton's, to Bull's mill, and thence to intersect the Baltimore and York-town turnpike near John Weise's tavern; therefore.

Preamble.

2. BE IT ENACTED, by the General Assembly of Maryland, That Thomas Meredith, Richard Tipton and John M. Gaw, be and they are hereby appointed commissioners, and they, or a majority of them, are hereby appointed commissioners, and they, or a majority of them, are hereby authorised and empowered to survey, lay out and straighten, at the expense of such persons as may think proper to contribute thereto, a road not exceeding thirty feet in width, beginning at the old York road, near Thomas Sutton's, thence to Bull's mill, and from thence until it intersects the Baltimore and York-town turnpike road near John Weise's tavern; and the said commissioners, or a majority of them, shall make out a

Commissioners appointed to lay out and straighten a road.