

CHAP. 36. so long as they shall see cause, to levy on the assessable property of said county, for the support and maintenance of Cornelius Ennis, John Hancock and Charity Tarr, of said county, a sum of money not exceeding forty dollars for each of the said persons, and the same, when collected, shall be paid by the collector of said county to each of said persons, or their orders, for the purposes aforesaid.

CHAP. XXXVII.

Passed Dec. 5. *An Act to lay out and make public a Road in Somerset County.* Lib. TH. No. 3, fol. 373.

A Supplement Dec. 1813, ch. 70.

Preamble. WHEREAS sundry inhabitants of Somerset county have preferred a petition to this general assembly, praying that a road may be opened and laid out in said county; and the prayer of the petitioners appearing reasonable, therefore,

1. This section repealed by Dec. 1813, ch. 70

Duty of commissioners—discretionary power of levy court

2. **AND BE IT ENACTED,** That it shall be the duty of the commissioners aforesaid, or a majority of them, on or before the first Monday in May next(a) to cause a plot and certificate of said road to be made, and return the same to the levy court of Somerset county at their first sitting thereafter; and if the levy court of said county, upon consideration of all circumstances, shall be of opinion that the said road will be of advantage, then and in such case the clerk of said county shall record the same plot and certificate, whereupon it shall and may be lawful for the levy court of said county to levy upon the assessable property of said county, such sum of money as they may deem necessary, and to appoint and employ an overseer to open and clear said road agreeably to the plot and certificate aforesaid; and the said road when opened and cleared as aforesaid, shall be, and the same is hereby declared to be for ever thereafter, a public road, and shall be kept in repair as other public roads in said county.

(a) By December 1813, ch. 70, the time extended to October then next.

Commissioners to ascertain damages

3. **AND BE IT ENACTED,** That the said commissioners, or a majority of them, shall value and ascertain the damages that may be sustained by each and every of the persons through whose lands the said road may pass, by opening the same, taking into consideration the advantages and disadvantages, and return the same to the levy court, together with the plot and certificate as above directed; and the damages so ascertained shall be levied and assessed as other county charges are, and shall be paid over to the persons respectively who may be endamaged thereby; *Provided nevertheless,* that no money shall be levied or assessed for the purpose of paying the damages aforesaid, until the said road is opened and cleared agreeably to the directions of this act.

Provide

Compensation of commissioners to be levied on county.

4. **AND BE IT ENACTED,** That the said commissioners shall be entitled to receive as a compensation for their services, a sum not exceeding two dollars per day, to be ascertained by the levy court, which is hereby directed to be levied, collected and paid, as other county charges.

CHAP. XXXVIII.

Passed Dec 5 *An Act for the benefit of Thomas Edmondson, of Dorchester County.* Lib. TH. No. 3, fol. 374. A Private Act.

The proceedings of certain commissioners, appointed to make division of the lands of John Noble, confirmed.