

CHAP. 75.

Levy court may appoint commissioners to lay out road.

1. BE IT ENACTED, by the General Assembly of Maryland, That the justices of the levy court of Cecil county be and they are hereby authorised, upon the application of a respectable number of the inhabitants of said county, if the said court, upon consideration of all circumstances, shall be of an opinion that such a road would be advantageous to said county, to appoint five commissioners to survey, lay out and open, a road in Cecil county, from George Mercer's meadow, where a public road is already laid out, to Rock Run, to pass by James Rowland's mill until it intersects a road from George Kidd's store towards Creswell's ferry, in as straight a direction as the nature of the ground will admit, and with as little injury to the individuals over whose land the same may pass, as may comport with the public convenience; And provided, the said road shall not be laid out through the garden, yard, meadow or orchard, of any person or persons, without his, her or their consent, in writing, first had and obtained; and a plot of said road, when surveyed, confirmed and laid out, together with a certificate of the courses of the same, shall be returned to the clerk's office of Cecil county, there to be recorded.

Proviso.

Levy authorised, overseers may be appointed.

2. AND BE IT ENACTED, That when the plot of said road shall have been confirmed and recorded as aforesaid, it shall and may be lawful for the levy court to levy upon the assessable property in said county, a sum of money such as they shall deem necessary under all circumstances, and to appoint an overseer or overseers to open and clear said road agreeably to the plot and certificate aforesaid, who shall give bond in like manner as other overseers of public roads are directed to give bond, and shall have the same allowance; 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.

Compensation of commissioners.

3. AND BE IT ENACTED, That the said commissioners respectively, when named by the levy court as aforesaid, shall be entitled to receive two dollars for every day they shall severally attend to discharge the duties required by this act, which is hereby directed to be levied, collected and paid, as other county charges are levied, collected and paid.

Damages to be ascertained.

4. 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 or on whose lands the said road may pass (petitioners to the general assembly for this road only excepted,) by opening the same, and the damages so ascertained shall be levied and assessed as other county charges are, and shall be paid over to the said persons respectively over whose land said road may pass.

CHAP. LXXVI.

Passed Dec. 10.

* Ch. 67.

A Further Supplement to an act passed at November session seventeen hundred and ninety-six*, entitled, An act relating to Negroes, and to repeal the Act of Assembly therein mentioned. Lib. TH. No. 3, fol. 407.

See 1804, ch. 90, and the acts there referred to.

Preamble.

WHEREAS the act of assembly to which this is a further supplement, and the supplementary acts thereto, have been found by ex-