

bute and pay towards compensating the person or persons injured by opening and extending the said streets and road; 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 aforesaid of the said city, to be filed and kept in his office; and the person or persons benefitted by the opening and extending of the said streets and the road, and assessed as aforesaid, shall respectively pay the sum or sums of money so charged and assessed, to him or them, with interest thereon, at the rate of six *per centum* from the time limited for the payment thereof.

3. AND BE IT ENACTED, That the sums of money assessed and charged to each individual benefitted by extending and opening the aforesaid streets and road, shall be a lien upon and bind all the property so benefitted thereby, to the full extent thereof.

Sums assessed to be a lien on property benefitted.

4. AND BE IT ENACTED, That in case the person or persons injured by opening and extending the said streets and road, shall not be paid the damages by them respectively sustained and assessed as aforesaid, within six months after the same shall be ascertained as aforesaid, he, she or they, shall and may institute a suit or suits in the Baltimore county court for the recovery thereof, 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 support such action or actions instituted as aforesaid.

Persons not paid damages may institute suits.

5. AND BE IT ENACTED, That the streets and road aforesaid shall not be extended or opened through the property of any individual injured thereby, until the damages by them sustained and assessed as aforesaid shall be first tendered, paid, or secured to be paid, to their satisfaction, together with legal interest thereon, from the time of ascertaining the damages by them respectively sustained.

They must be secured to be paid before streets or road are opened.

6. AND BE IT ENACTED, That the said commissioners, or a majority of them, shall within forty days after the passing of this act, give notice in two of the newspapers of the city of Baltimore, warning all manner of persons from putting up or erecting any building, fence, or incumbrance of any kind, within the limits of the said streets or road, which shall be staked off by the said commissioners, or a majority of them.

Buildings or fences not to be erected within limits of streets or road.

7. AND BE IT ENACTED, That that part of the present road to the ferry as aforesaid, as may be public property, and which may not be included in the streets or road as contemplated by this act to be opened and extended, shall be set up and sold at public auction by the commissioners aforesaid, or a majority of them, and the money arising from the sale thereof shall be applied to pay the damages which may be sustained in consequence of the opening and extending the streets and road as aforesaid.

Public property may be sold—proceeds how to be applied.

8. AND BE IT ENACTED, That it shall and may be lawful for the said commissioners, or a majority of them, to execute a deed or deeds to any person or persons who may become a purchaser or purchasers of the whole or any part of the ground which they shall sell pursuant to the provisions of this act.

Deeds may be executed to purchasers.

9. AND BE IT ENACTED, That the said commissioners be allowed two dollars per day for each and every day they may be necessarily employed in the execution of the provisions of this act; and in case

Compensation of commissioners—vacancies.