

CHAP. 56. or persons through whose land the said road may pass, by opening the same, and the said valuation shall be made before the said commissioners shall proceed to open the same; *Provided always*, that if any person or persons through whose land the said road may pass, or his, her, or their guardian or trustee, shall conceive themselves aggrieved by such valuation and assessment of damages by the said commissioners, it shall and may be lawful for any justice of the peace of the said county of Frederick, on application of the party interested, to issue his warrant, under hand and seal, directed to any constable of the county, commanding him to summon five freeholders, disinterested as to the said road, to appear, on a day by him to be appointed, on the land of the person making application as aforesaid, and the said freeholders, having first made oath before some justice of the peace, that they will, without favour, affection, prejudice or partiality, assess the damages sustained by the person or persons at whose request such inquisition shall be taken, by reason of opening the aforesaid road through his, her or their land, shall thereupon proceed to assess and value the damages accordingly, of which the said commissioners shall have had at least five days previous notice, and shall return the damages so assessed to the said justice of the peace, and such inquisition and valuation shall be final and conclusive; and the party or parties in whose favour the valuation ascertained by the said commissioners, or the damages assessed by the said freeholders, shall be made, shall be entitled to receive the same from the said commissioners; and the said commissioners shall pay, or secure to be paid, the amount of the said valuation or damages to the respective parties entitled to the same, out of the monies to be raised and collected from the subscriptions to the said road, within the space of six months after the assessment of such valuation or damages, and before they shall proceed to affect the lands and tenements of the person or persons concerned; *Provided*, that the said road shall not go through any houses, gardens, yards, meadows or orchards, unless with the consent of the owner thereof.

CHAP. LVII.

Passed Dec. 31.

An Act declaring a certain Road in Kent County a public Highway,
Lib. JG. No. 4, fol. 89.

Road declared public.

BE IT ENACTED, by the General Assembly of Maryland, That all that road in Kent county leading from Redwood Run, on the main road from Chester-town to Rock-Hall, to the wharf on the northwest fork of Langford's bay, commonly called the Ship Yard Road, shall be and is hereby declared to be a public road, as the same now runs, and shall be kept in repair as other public roads in Kent county.

CHAP. LVIII.

Passed Dec. 31.

An Act, entitled, A further additional supplement to an act, (a) entitled, An act to straighten and amend the several public Roads in several Counties, and for other purposes therein mentioned. Lib. JG. No. 3, fol. 89.

(a) 1790, ch. 32. See 1816, ch. 28.

Preamble.

WHEREAS by the original act to which this is a further additional supplement, certain commissioners were appointed to lay out a