

less injury to the said landholder, they, or a majority of them, are hereby authorised and directed to alter and amend the location of said road, so far as it runs through the land of the said Philip Quinlan, and a survey and plot thereof, as altered by them, make and return to the clerk of Harford county court, to be by him recorded, which road so altered and laid out by said commissioners, shall be opened and kept in repair in the same manner that the road laid out by the commissioners named in the law to which this is a supplement is directed to be opened and kept in repair.

Original location, if approved of, may be opened

2. AND BE IT ENACTED, That if the said commissioners herein named, or a majority of them, upon viewing the original location of said road, shall be of opinion that the same is laid upon the best ground or where the public will be best served, or that the location through the land of Philip Quinlan cannot be altered without injury to the public, that then and in such case the said commissioners shall certify the same under their hands to the clerk of the county court aforesaid, and in that case the original location shall be deemed and taken for the bed of said road, and shall be opened as directed by the original law.

Commissioners compensation

3. AND BE IT ENACTED, That the commissioners herein named shall have an allowance of two dollars per day, for every day they shall severally attend in discharge of the duties herein imposed.

CHAP. XXIV.

*An Act to lay out and open a Road in Harford County.* Lib. TH. No. 4, fol. 429. Passed Dec 22

1. BE IT ENACTED, by the General Assembly of Maryland, That William Nelson, William Glenn and John Slade, be and they are hereby appointed commissioners, and they, or a majority of them, are hereby authorised to lay out and open a road in Harford county, not exceeding ~~thirty~~ thirty-three feet in width, to begin at a certain point to be fixed on by said commissioners, or a majority of them, on the old York road near John Almony's in said county, thence by John Wiley's mill on Deer creek, thence by David Shaver's, on a direction towards Thomas Jorden's smith's shop in Pennsylvania, on the best and straightest direction the nature of the ground will admit of, and with the smallest possible injury to the individuals over whose land the said road may pass; and the said commissioners shall survey, mark and bound, the said road, and a correct plot and certificate of the same return under their or a majority of their hands and seals, to the clerk of Harford county court, to be by him recorded; *Provided always*, that the said road shall not be made to pass through the buildings, gardens or orchards, of any person, without the consent of the owner or owners thereof.

Commissioners appointed to lay out and open road

Proviso

2. 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, taking into consideration the advantages and disadvantages, (if any,) 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 collected as other county charges are, and shall be paid over to the persons respectively entitled to receive the same; *Provided nevertheless*, that no money shall be levied or assessed for the purposes of paying the damages afore-

Damages to be ascertained

Proviso