

15. AND BE IT ENACTED, That nothing in this act shall be construed to repeal the power heretofore vested in the several levy courts of this state, in and relating to the altering of public roads through the lands of persons petitioning for such alteration.

CHAP. 89.

Nothing in this act to repeal power vested in levy courts relating to altering roads. Where damages are adjudged to be paid by petitioners, judgment not to be tried until damages are paid.

16. AND BE IT ENACTED, That whenever it shall be adjudged by the county court that the damages, or any proportion thereof, sustained by reason of opening, straightening or shutting up, any road, shall be paid by the petitioners therefor, the clerk of the county court shall not transmit to the levy court a copy of the said judgment as aforesaid, until the said petitioners shall have proved to his satisfaction that the said damages, or such proportion thereof as aforesaid, have been fully paid or tendered to the respective persons authorised to receive the same; *Provided always*, that such proof shall be offered within six months next after the judgment of the court; and in case the said proof shall not be made within the time above limited, the same proceedings shall be had as if the judgment of the court had been against the petitioners, and the said petition shall be considered as withdrawn by the said petitioners.

Proviso.

17. AND BE IT ENACTED, That the act, entitled, An act to empower and authorise the several county courts of this state to direct the opening, straightening, or shutting up, of public roads, passed at December session eighteen hundred and sixteen\*, be and the same is hereby repealed; *Provided always*, that any proceedings heretofore begun under the provisions of that law, may be proceeded on, and shall have the same effect, as if the above mentioned act had not been passed.

Act repealed.

\*Ch. 261.

Proviso.

18. AND BE IT ENACTED, That nothing in this act contained shall be construed to extend to Worcester county.

Not to extend to Worcester county.

CHAP. XC.

*An Act to Quiet Possessions, and to prevent Suits at Law.* Lib. TH. No. 6, fol. 306.

Passed Jan 26 1819

BE IT ENACTED, by the General Assembly of Maryland, That wherever land shall be taken up, under a common or special warrant, or warrant of resurvey, any person or persons, bodies corporate or politic, may give in evidence, under the general issue, his, her, or their possession thereof; and if it shall appear in evidence that the person or persons, bodies corporate or politic, or those under whom they claim, have held the lands in possession for twenty years before the action or actions brought, such possession shall be a bar to all right or claim derived from the state under any patent issued upon such warrant or warrants; *Provided always*, that nothing herein contained shall be construed to affect any title or titles, under any common or special warrant, or warrant of resurvey, where the same shall have been laid before the passing of this act.

Where land shall be taken up under a common or special warrant, persons may give in evidence their possession thereof

Proviso

CHAP. XCL.

*An Act to authorise Ruth Tolson to complete the Collections of John Tolson, her deceased Husband, late Collector of Queen-Anne's County.* Lib. TH. No. 6, fol. 307.

Passed Jan 26 1819