

unless such informer shall otherwise direct, shall go on and be prosecuted in the same manner as if this act had not passed; *Provided always*, that in case the prosecution shall be carried on, it shall be at the costs of such informer, any thing in this, or the original act, to the contrary notwithstanding.

CHAP. 27.

Proviso.

4 and 5. These sections repealed by 1811, ch. 37.

CHAP. XXVIII.

A Supplement to an act, (a) entitled, An act to erect a Town in Montgomery County, and for other purposes. Lib. JG. No. 4, fol. 234. Passed Jan. 8, 1803

(a) 1801, ch. 76. See 1805, ch. 47.

WHEREAS it is represented to this general assembly, by the petition of sundry inhabitants of Rockville, in Montgomery county, that the commissioners appointed by the act to which this is a supplement did neglect to perform the several duties required of them by the said act, and the said petitioners have prayed that new commissioners may be appointed, with power to execute the said original act; therefore,

Preamble.

2. BE IT ENACTED, by the General Assembly of Maryland, That Josias Hanson M^cPherson, Thomas Orme and Richard West, be and they are hereby appointed commissioners, with sufficient power to execute the several duties required of the commissioners appointed by the said original act, in as full and ample manner as if their names had been severally inserted therein; *Provided*, that the said commissioners shall meet at the court-house in the said county on or before the first day of September next, and then and there proceed to the execution of the said duties.

Commissioners appointed.

Proviso.

3. AND BE IT ENACTED, That the commissioners aforesaid may, on a survey of the said town, proceed to mark and bound the improved lots only where they are contiguous to those unimproved, and where there may be squares unimproved, to mark and bound the corners thereof, agreeably to the provisions of the said recited act.

Who may mark and bound lots.

4. AND BE IT ENACTED, That as soon as the commissioners aforesaid shall have performed the duties required of them by the said original act, it shall and may be lawful for such commissioners to appoint two proper persons as collectors, with full power to receive and collect from each proprietor or proprietors of any lot or lots in the town aforesaid, his, her or their respective proportion or proportions of the expenses which may be incurred in the execution of the said act; and if any such proprietor or proprietors as aforesaid shall not, within three months after notice thereof by one of the said collectors, pay his, her or their respective proportion of the said expenses, it shall and may lawful for such collector to compel payment thereof from such delinquent proprietor or proprietors, by distress and sale of the goods and chattels of such proprietor or proprietors, or so much thereof as will be sufficient to pay his, her or their respective proportions of the expenses aforesaid, and the expenses of such sale, or by a sale of the lot or lots of such proprietor or proprietors as aforesaid, or so much thereof as will be sufficient to pay his, her or their respective proportion or proportions of said expenses, and the expenses incurred on the sale of such lot or lots.

And appoint collectors.

5. AND BE IT ENACTED, That the collectors to be appointed in virtue of this act pay over all sums of money which they may col-

Money to be paid over.