

CHAP. 47.

of the northernmost line of houses erected and now standing on the south side of the said street, shall be the southern boundary thereof; and the said street shall, in every part thereof, from Bond-street to Eden-street as aforesaid, be of a width corresponding to the said two lines of houses.

Commissioners of city to lay out street according to directions of this act.

3. AND BE IT ENACTED, That the city commissioners of the city of Baltimore forthwith lay out, mark and bound, the said street, according to the directions and provisions of this act; and that all houses, buildings and improvements, heretofore made or erected, or which may hereafter be made or erected, on either side of the said street, corresponding with or forming a part of either of the aforesaid lines of houses, shall be and hereby are established, confirmed and declared, to be lawful, any law, usage or judgment, to the contrary notwithstanding.

CHAP. XLVIII.

Passed Jan. 8, 1805
* 1801, ch. 10.

A Supplement to an act, entitled, An act to open a Road from Hancock-Town, in Washington County, by William Tong's Mill to intersect a Road leading from Cumberland, in Allegany County, to Sidling Hill Creek. Lib. JG. No. 4, fol 253.*

Preamble.

WHEREAS the provisions of the act to which this is a supplement are found inadequate for the purposes thereby intended; therefore,

Levy for opening and clearing road.

2. BE IT ENACTED, by the General Assembly of Maryland, That the levy court of Washington county, at the time of laying the next levy for the said county, shall levy on the assessable property of said county such sum or sums of money as they may deem necessary for the purpose of surveying, opening and clearing out, the said road, and the payment of the damages to the owners of the land through which the said road shall pass.

Damages to be ascertained.

3. AND BE IT ENACTED, That the levy court shall be and they are hereby empowered to agree and contract with the person or persons on whose lands the said road may be laid out, for the amount of damages thereby sustained, but if such agreement should not take place, then the said court shall issue their warrant, directed to the sheriff of the said county, commanding him to summon and return a jury of twelve good and lawful men of the said county, not interested, or related to the party or parties concerned, to be and appear before some one justice of the said county, on the premises, at a certain day in the said warrant to be expressed, which jury, on their oaths or affirmation, (as the case may be,) to be administered by the said justice, shall inquire who are the owner or owners of the said land over which the said road, so laid out and ratified, shall pass, and what damages such owner or owners will actually suffer from the passage of the said road over the said land, the said jury taking into consideration all conveniences and inconveniences, advantages and disadvantages, if any, arising from the opening and improving the said road, and such sheriff shall return the inquisition of the said jury, under their hands and seals, and attested under his official signature, to the next levy court to be held for the said county, and the amount of damages therein expressed, if any, shall be paid by order of the said court out of the monies to be levied as is herein before directed; *Provided*, that nothing herein contained shall be construed to

Proviso.