

not interested in the premises, and qualified to serve as jurors in the county court, to appear on a day by them to be appointed, on the premises, and the said commissioners are hereby authorised to administer an oath to every person so summoned, that he will, without favour, affection, prejudice or partiality, assess the damages sustained by the person at whose request such inquisition may be taken, by reason of opening the said road or roads through his, her or their lands; and the persons so summoned and sworn shall thereupon proceed to assess and value the damages accordingly, of which the said petitioner shall have at least five days previous notice, and such inquisition shall be final and conclusive between the parties.

CHAP. 91.

6. AND BE IT ENACTED, That the said commissioners shall not lay out or open the said road or roads through the buildings, gardens or orchards, of any person or persons, without his, her or their consent.

Road not to go through buildings, &c.

CHAP. XCII.

An Act directing the mode of paying the valuation of Slaves and Servants in cases of commutation of punishment by the Governor. Passed Jan. 8, 1808
Lib. JG. No. 4, fol. 302.

WHEREAS by an act passed at November session, one thousand seven hundred and ninety-five,* entitled, An act declaring the power of the governor in certain criminal cases, it is, among other things, provided and enacted, that the governor for the time being shall have full power and authority, in his discretion, to commute or change any sentence or judgment of death passed on any criminal by any court of this state into other punishment of labour, or to banishment of such criminal from this state upon such terms and conditions, and for such period, as he shall think expedient, and if such criminal be a slave, against whom any such judgment or sentence is or may be passed, to commute and change the said judgment into transportation, and sale in some foreign country for the benefit of the state, and no provision hath yet been made by law for paying to the owner or owners the valuation of any slave or servant whose sentence shall be commuted by the governor under the powers delegated to him by the act aforesaid; therefore,

Preamble.
* Ch. 82.

2. BE IT ENACTED, by the General Assembly of Maryland, That whenever sentence of death shall be passed upon any slave or servant, and the same shall be commuted or changed by the governor, the valuation of such slave or servant, made by the court passing such sentence, shall be paid by the treasurer of the western shore, in virtue of an order to be drawn by the governor in favour of the owner or owners of such slave or servant.

Valuation of slave to be paid by treasurer.

CHAP. XCIII.

An Act to repeal the Act of Assembly therein mentioned. Lib. JG. Passed Jan. 8, 1808
No. 4, fol. 303.

BE IT ENACTED, by the General Assembly of Maryland, That an act, entitled, An act to prevent abuses in making bricks, and to ascertain the dimensions thereof, in Kent county, passed at November session, one thousand seven hundred and ninety-two,* be and the same is hereby repealed.

An act repealed.

* Ch. 15.