

to themselves, and the public in general, to have a road laid out and opened from Westminster, in Frederick county, to the city of Washington and George-town; therefore, CHAP. 53.

2. BE IT ENACTED, by the General Assembly of Maryland, That Commissioners appointed to survey and open a road. Jacob Shearman, of Frederick county, James Hood and George Ellicott, of Baltimore county, Samuel Welch and Samuel Thomas, of Anne-Arundel county, and Thomas Moore and Nathan Musgrove, of Montgomery county, or a majority of them, be and they are hereby appointed commissioners to survey, lay out and open, at the expense of the petitioners, or other persons interested therein, who may subscribe to pay the expense, a road, not exceeding thirty feet in width, in the best and straightest direction, taking all circumstances into consideration, from Westminster, in Frederick county, to the city of Washington and George-town; and the said commissioners shall make out a plot of that part of the road through Baltimore county, and return the same to the clerk of the county court, to be recorded among the records of said county; they shall also make out a plot of that part of the road through Anne-Arundel county, and return the same to the clerk of Anne-Arundel county court, to be recorded among the records of said county; they shall likewise make out a plot of that part of the road through Montgomery county, and return the same to the clerk of Montgomery county court, to be recorded among the records of said county; and the said road, when so opened at the expense of the petitioners, or others interested, and the valuation herein after directed to be made shall be paid, or secured to be paid, to the individuals concerned, shall be thereafter deemed to be a public road for ever, and shall be kept in repair in the same manner as other public roads are directed to be kept in said counties.

3. AND BE IT ENACTED, That in case of the death, resignation, disqualification, or refusal to act, of any of the commissioners aforesaid, the remaining commissioners, or a majority of them, shall and they are hereby authorised and directed to fill up such vacancy or vacancies. How vacancies to be filled.

4. AND BE IT ENACTED, That the said commissioners, or a majority of them, may appoint a treasurer, and give him a certificate, under their hands, of his appointment, who is hereby enjoined and empowered to collect and receive all monies subscribed, or that may be subscribed, for the purpose of opening the said road, and such subscribers are hereby directed to pay their several subscriptions to the treasurer appointed as aforesaid; and if any person shall neglect or refuse, when applied to by the said treasurer, to pay his subscription money, the said treasurer may and he is hereby authorised to sue, recover and receive the same; and the said monies, when received, shall be applied, under the direction of the commissioners aforesaid, or a majority of them, to the purpose of this act. Treasurer to be appointed.

5. AND BE IT ENACTED, That the treasurer to be appointed as aforesaid, before he shall receive any money subscribed, or to be subscribed, for the purpose aforesaid, shall give his bond, in the penalty of two thousand pounds, to the state of Maryland, conditioned to pay the monies received by him, as such, to the commissioners aforesaid, or their order, or to the order of a majority of the said commissioners. Who shall give bond.