

3. AND BE IT ENACTED, That the sheriff of Baltimore county, after having given at least ten days previous notice in one or more of the news-papers published in the city of Baltimore, shall, at any time before the first day of March next, (a) summon twelve disinterested freeholders, inhabitants of the said city, to meet on the premises, who, being first sworn to assess and value what damages shall be sustained by any person or persons whomsoever, by reason of the opening and extending the aforesaid street, taking all benefits and inconveniencies into consideration, and also the said sum of five hundred dollars granted to them by the corporation, shall proceed to assess and value what damages may be sustained by any person or persons whomsoever by opening and extending the said street, and shall also ascertain and declare what sum of money each individual benefitted thereby shall respectively contribute and pay towards compensating the person or persons injured by opening and extending the said street, and the names of the person or persons, and the sums of money which they shall respectively be obliged to pay, shall be returned, under their hands and seals, to the register of the said city, to be filed in his office; and the person or persons benefitted by the opening of said street, and assessed as aforesaid, shall respectively pay the sum or sums of money so charged and assessed to him or them within six months after the same shall be ascertained as aforesaid.

Damages to be ascertained.

(a) See 1804, ch. 17, extending the time to the 1st of August 1805.

4. AND BE IT ENACTED, That the sums of money assessed and charged to each individual benefitted by extending and opening the aforesaid street, shall be a lien upon and bind all the property so benefitted thereby, to the full amount thereof.

Sums assessed to be a lien on property.

5. AND BE IT ENACTED, That in case the person or persons injured by opening and extending said street shall not be paid the damages by them respectively sustained and assessed as aforesaid, within the time limited for the payment thereof as aforesaid, he, she or they, shall and may institute suits in Baltimore county court for the recovery thereof, in which it shall be sufficient to declare for money had and received, and this act and the proceedings under the same, shall be evidence to support such action or actions.

Persons injured may sue for damages.

6. AND BE IT ENACTED, That the said street shall not be extended or opened through the property of any individual until the damage by them sustained and assessed as aforesaid shall be paid, or secured to be paid to their satisfaction.

Damage to be paid before street is opened.

7. AND BE IT ENACTED, That in case the obstructions which now exist shall not be removed within twenty days after the money so charged and assessed is paid, or secured to be paid as aforesaid, the city commissioners shall and they are hereby authorised and directed to cause the same to be removed without delay, and to charge the expense of such removal to the proprietor or proprietors thereof.

Obstructions to be removed.

CHAP. LXIX.

*An Act to alter and change the names of James Clerk, and Margaret Russell his Wife, of Prince-George's County, and of their Children,*  
Lib. JG. No. 4, fol. 444.

Passed Jan 7 1804

Surname changed to Clerk Lee.