

ROBERT BOWIE, ESQUIRE, GOVERNOR.

1839

acted by the said act, and the supplementary act thereto, to the great injury of the inhabitants of said county and the public in general; for remedy whereof, CHAP. 91

2. BE IT ENACTED, by the General Assembly of Maryland, That William Wilson, Moses Orme and John Boyd Watkins, or any two of them, shall be and they are hereby appointed commissioners of the part of said road which has not been opened by the commissioners appointed by the act to which this is an additional supplement, and the supplementary act thereto, and that they, or any two of them be, and they are hereby authorised to alter the location of said part of the road, and, when the direction shall be altered, to cause a plot of said road to be made corresponding with such location. Commissioners appointed and authorised to alter location of part of road.

3. AND BE IT ENACTED, That the said commissioners, or any two of them, are hereby authorised and empowered to cause that part of said road not heretofore opened, (after they shall have established the location of the same,) to be opened, cleared and grubbed, not exceeding thirty feet wide, and to cause a plot of that part of the said road which may be opened by them to be recorded among the records of Prince-George's county; and the said road, when so recorded, shall for ever thereafter be deemed a public road, and shall be kept in repair as other public roads in said county. To cause that part of road not heretofore opened to be cleared and grubbed.

4. AND, whereas the part of the said road which passes through Prince-George's county, which was opened, cleared and grubbed, by the commissioners appointed by the act to which this is an additional supplement, is now impassable, owing to the neglect of the said commissioners, BE IT ENACTED, That the said part of the said road, so opened and cleared as aforesaid, shall be hereafter considered a public highway, and the levy court of Prince-George's county are hereby directed to appoint a supervisor of said road, and to assess and levy such sum of money on the assessable property of said county as will be sufficient to defray the expense of putting the said road in passable repair, and the said road shall thereafter be kept in repair as other public roads in said county. Part opened and cleared to be considered a public highway.

5. AND, whereas the sum of one thousand dollars hath been heretofore levied on Prince-George's county for the purpose of opening the said road, a part of which sum only hath been applied by the commissioners under the act to which this is an additional supplement, and the supplementary act thereto, to the use for which it was intended, and a part thereof now remains in the hands of the said commissioners, or in the hands of the collector who collected the same; therefore, BE IT ENACTED, That it shall and may be lawful for the commissioners appointed by this act to ask, demand and receive, all sums of money which have been levied and collected in Prince-George's county for the use of the said road, which remains unexpended, either in the hands of the said commissioners, or either of them, or of the collector who collected the same, and if the same shall not be paid on demand, the commissioners appointed by this act are hereby directed to cause a suit or suits to be instituted in the name of the state of Maryland for their use against any of the said commissioners who may have received any part of the money levied as aforesaid, and who have Money which has been levied may be demanded by commissioners.