

## CHAP. XCII.

## CHAP. 92.

*An Act to re-value the work done on the Baltimore and York-Town Turnpike Road.* Lib. TH. No. 2, fol. 84.

Passed Dec. 24.

See 1804, ch. 51.

Preamble.

WHEREAS it is represented to this general assembly, that a majority of the commissioners heretofore appointed, pursuant to law, to value the work done on the Baltimore and York-town turnpike road, have valued the same considerably more than it was worth; therefore,

2. BE IT ENACTED, by the General Assembly of Maryland, That the levy court of Baltimore county, at their next meeting, or so soon as may be, shall be and they are hereby authorised and directed to appoint three persons, such as they may deem suitable, due notice of which appointment, in writing, with the names of the persons appointed, shall be given to the president and managers of the said Baltimore and York-town turnpike road, and upon such notice being given, the said president and managers shall appoint a like number on the part of their company, within ten days after being informed as aforesaid of the appointment by the levy court, and shall immediately give notice thereof to the said persons appointed by the levy court, which six commissioners, so appointed, shall within ten days after the notice last aforesaid, meet and proceed to choose from out the next adjoining counties to the said road, three other persons, such as they may deem suitable, which nine persons, after being duly qualified before some justice of the peace, truly and impartially to estimate the value of the turnpike improvements which have been made on the said road before the same was taken by the said president and managers, shall compose a commission, neither of which shall be interested in the stock of the said road, and shall proceed to value and determine the value of the improvements on the said road, at the time the same was taken by, and delivered up to, the said president and managers, and deliver a copy of their said award, within twenty days after the day of the first meeting of said commissioners, under their respective hands and seals, or in case of disagreement, a majority of the said commissioners shall sign and seal the same, and deliver one such copy thereof to the clerk of the levy court of Baltimore county, and another copy to the president and managers of the said road each, provided they accept to act under such appointment, under the penalty of five hundred dollars, one half thereof to the use of the said county, and the other half for the use of the said company, to be recovered by action of debt; and the said road shall, upon returning and filing of said award with the clerk of Baltimore county levy court, become the property of the said company at the said valuation, and no more, they first paying each commissioner, so chosen to determine the value of said road, the sum of five dollars for each day by him employed in viewing said road, and in making such valuation; and if it shall so happen that any of the said commissioners shall die, resign, or refuse to act, the justices of the levy court, or such person as they may appoint for that purpose, and the said company, shall forthwith proceed to fill up such vacancies; *Provided*, that nothing herein contained shall be construed to authorise any member of the said levy court who may own or be in-

Persons to be appointed to value improvements on said road.

Proviso.