

C H A P.  
XXXIX.  
Baltimore-  
street to be  
first paved,  
&c.

VII. *And be it enacted,* That Baltimore-street be first paved, and that those streets which are most essential to the welfare and trade of the town, be paved in succession, till the whole be completed, or such parts of them as appear necessary to be paved by the aforesaid special commissioners.

Account to be  
rendered, &c.

VIII. *And be it enacted,* That the special commissioners render annually an account of the receipts and expenditures of all monies to the commissioners of Baltimore-town, and publish in the Baltimore news-papers, in the first month of every year, a copy of the said account.

Four commis-  
sioners may  
act, &c.

IX. *And be it enacted,* That the said commissioners, or any four or more of them, be authorised to execute the trust and duties reposed in them by this act; and in case of the death, resignation, or removal from the said town, by either of them, the residue, or a majority of them, may fill up such vacancy.

Continuance.

X. This act to continue for five years, and until the end of the next session of assembly that shall happen thereafter.

C H A P. XL.

An ACT relating to the fines to be imposed on jurymen, witnesses, and constables.

Fine on ju-  
rors, &c. for  
neglect.

**B**E it enacted, *by the general assembly of Maryland,* That in all cases in which jurors or witnesses shall be summoned to appear at the general court, and shall, without sufficient excuse, neglect to appear, the general court may fine every such delinquent not exceeding thirty-five pounds current money; and whenever any jurors or witnesses shall be summoned to attend any county court, and shall, without sufficient excuse, neglect to appear, every such delinquent may be fined by the said court not exceeding twenty pounds current money.

On constables,  
&c.

II. *And be it enacted,* That whenever any person shall be appointed a constable by any court, and shall neglect to act according to such appointment, and shall not, within five days after notice of such appointment, qualify as constable, or within that time find a sufficient and proper person to qualify and act in his stead, he shall be fined by the said court not exceeding ten pounds current money.

Continuance.

III. This act to continue and be in force three years, and until the end of the next session of assembly which shall happen thereafter.

Continued by the act of 1785, ch. 77, for seven years, &c.

C H A P. XLI.

An ACT for laying off and clearing a main road from Elizabeth-town, in Washington county, through Charlton's gap in the South Mountain, on a straight line, till it intersects the road leading from Frederick-town, to York-town, in Pennsylvania.

Preamble.

**W**HEREAS it is represented to this general assembly, by the petition of sundry inhabitants of Washington and Frederick counties, that they have discovered a good waggon road can be made from Elizabeth-town, in Washington county, through Charlton's gap in the South Mountain, which, if opened and extended, would facilitate the carriage of produce from the said part of Washington, and part of Cumberland county, in Pennsylvania, and the county over the Allegany mountains, to Baltimore-town, by which means the subjects of this state would be better enabled to pay their taxes, and would increase the trade of the state in general:

Commission-  
ers appointed,  
&c.

II. *Be it enacted, by the general assembly of Maryland,* That Daniel Hughes, Alexander Clagett, and James Walling, of Washington county, are appointed commissioners, and are hereby authorised to lay off a main road, forty feet wide, from Elizabeth-town, in Washington county, through Charlton's gap, the nearest and best way towards Baltimore-town, on as straight a line as the nature of the ground