

ges that may be sustained by any person or persons through whose land the said road may be made to pass, taking into consideration the advantages and disadvantages (if any,) and the damages so ascertained, shall be levied and assessed as other county charges in said counties are, and shall be paid by the counties wherein such damages may be sustained, to the persons thereunto entitled.

Sec. 4. *And be it enacted*, That the said commissioners ^{Oath} or a majority of them, before they proceed to act shall take an oath or affirmation, as the case may be, before some justice of the peace, that they wil. without favor, partiality or prejudice, assess the damages sustained by the person or persons, through whose lands the said road may pass.

CHAPTER 226.

An act entitled, an act to repeal the first section of the act of Assembly, passed at December session, eighteen hundred and six, chapter seventy-nine, and for other purposes. Passed Mar. 14, 1834

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That the first section of the act of Assembly, passed at December session, eighteen hundred and six, chapter seventy-nine, be and the same is hereby repealed, and that all the rest and residue of said act shall be and remain in full force. ^{Repeal}

Sec 2. *And be it enacted*, That all fish dams or other devices for catching fish hereafter to be made, and all other erections hereafter to be made in the river Monococy, below Kemps, lately Davis's Mill dam, in Frederick county, shall be and they are hereby declared nuisances, and may by any person or persons, be pulled down, prostrated and abated as such, and the person or persons so erecting or creating such nuisance, shall be liable to indictment on information as in other cases of nuisances. ^{Fish dams—nuisances}