

1830.

CHAP. 79.

CHAPTER 79.

Passed Feb. 9. *An Act to lay out and open a Road in Baltimore and Frederick Counties.*

Road to be opened.

Section 1. *Be it enacted by the General Assembly of Maryland,* That Jacob Landis, and David W. Naill, of Frederick county, and Thomas Smith and Archibald Barnes, of Baltimore county, be and the same are hereby appointed commissioners to survey, lay out and open, a road not exceeding thirty feet in width, commencing at the Liberty road in Baltimore county, at a stone standing between the lands of Israel Rinehart and Polatio Gorsuch, running on the most practicable route to Benjamin Gorsuch's tan yard, then to pass near the dwelling of Samuel Car, thence by the east end of a lane known by the name of the Pole Lane, then to intersect a road in Frederick county leading from Westminster to Liberty, at or near the lands of George Warfield's; and the said commissioners shall make out a plot of that part of the road through Frederick county, and return the same to the clerk of the county court, to be recorded among the records of said county, they shall likewise make out a plot of that part of the road through Baltimore county, to be recorded among the records of said county; and the said road, when so opened, shall be thereafter deemed to be a public road forever, and shall be kept in repair in the same manner as other public roads are directed to be kept in said counties.

Levy authorised.

Sec. 2. *And be it enacted,* That the expenses of surveying and opening the said road shall be paid by Frederick and Baltimore counties, in proportion to the distance it may pass through each county, and the levy court of Frederick county, and commissioners of Baltimore county, are hereby authorised and required, on receiving from the commissioners an account, on oath, of the said expenses, including an allowance of two dollars per day to the commissioners for their services, to levy the same in the proportion before stated, on the assessable property of said counties, to be collected as other county charges are now collected

Damages.

Sec. 3. *And be it enacted,* That the commissioners, or a majority of them, shall value and ascertain the damages 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