

is a supplement, and in valuing and condemning land for said road, and returning the costs and expenses of the same, they shall take the oath or affirmation as provided by the act to which this is a supplement; *Provided nevertheless*, that nothing in this act shall be construed to authorise the shutting up of any part of the now public road leading from New Windsor, to Union town, unless the consent of the levy court of Frederick county be first had and obtained; and the said levy court is hereby authorised and empowered to shut up any part thereof, and restore the lands thereof to the late owners on such terms and conditions as to the said levy court may seem just and proper.

CHAP. 267.

Proviso.

CHAPTER 267.

*An act authorising the Commissioners of Allegany County, to cause to be changed, altered and amended the road leading from Old Town to Cumberland, in said County.*

Passed Mar. 10, 1832

Section 1. *Be it enacted by the General Assembly of Maryland*, That the commissioners of Allegany county, shall at their next meeting after the passage of this act, appoint three discreet individuals, residents of the county, whose duty it shall be to examine and change the location of the road from Old Town, to Cumberland, in said county, at such places only, as in their judgment and discretion they may deem expedient and proper, wherever it may lessen distance and improve the road between the two extreme points, and the persons so appointed shall make report of the result of their examination, with an estimate of the probable costs of effecting and completing such alterations and improvements as they may recommend, and where it is most susceptible of improvement and advantageous to public interest.

Commissioners to change the location.

Report.

Sec. 2. *And be it enacted*, That provided the said estimate in amount shall not exceed the sum of two hundred dollars, the said commissioners, shall at their first usual meeting for assessing and levying, levy and assess upon the taxable property of said county, the sum of one hundred and twenty-five dollars, if in their discretion, they or a majority of them shall deem it necessary and proper so to do, to be paid over by the collector as other county charges are under the direction of the commissioners, or a majority of them to those who may be appointed by them to contract for, and cause to be altered and amended, said road at such

Estimate.

Levy authorised.