

Dec Ses 1825

Order com-
missioners to
examine and
locate roads,
&c.

of Baltimore county upon petition to them in writing by a number not less than twenty, of the taxable inhabitants of said county, setting forth that the public convenience requires the opening of any new road, or the widening, straightening, altering, amending or shutting up any old road, or part of any old road, in said county, and sufficiently describing in such petition, the road proposed to be opened, straightened, widened, altered, amended or shut up, to issue a commission to not less than three, nor more than five commissioners, freeholders of the said county, and not related to any of the parties interested, nor holding lands through which the said road is proposed to be opened, straightened, widened, altered, amended or shut up, authorising and requiring the said commissioners, or a majority of them, to meet on the premises, and examine and determine whether the public convenience requires that the said road should be opened, straightened, widened, altered, amended or shut up; and if in the opinion and judgment of the said commissioners or a majority of them, the public convenience does require the said road to be opened, straightened, widened, altered, amended or shut up, the said commissioners or a majority of them, shall in case the application shall be for opening, straightening, widening, altering or amending a road, proceed to locate the same, in such manner, as will in their judgment best promote the public convenience, and they shall cause a plot of the same, and also of the old road where the application shall be to straighten, widen, alter, amend or shut up a road, to be made out by a scale to be prescribed by the said court, and shall return the same, together with a full report of their proceedings under their hands to the said levy court, and of the reasons on which their opinion is founded; and if the said commissioners, or a majority of them, shall be of opinion, that the said road ought not to be opened, straightened, widened, altered, amended or shut up, they shall report their opinion to the levy court aforesaid, together with the reasons on which the same is founded.

Oath required of commissioners.

2. *And be it enacted*, That the said commissioners or a majority of them, before they proceed to act, shall take an oath or affirmation (as the case may be.) to execute the trust reposed in them by the commission to them issued, faithfully and without favor, affection or partiality.

Advertisement required.

3. *And be it enacted*, That the commissioners or a majority of them before they proceed to execute the trust reposed in them by the commission to them issued, shall give at least three weeks notice, by advertisement set up at six public places in the neighbourhood, a copy of which shall also be set up at the courthouse in the city of Baltimore, and the return of the commissioners setting forth that they have given the notice required by the law, or any words to that effect, shall be prima facie evidence that the same was done.