

peal either part may demand a jury for the trial of the issue or issues involved.

SEC. 3. *And be it enacted*, That the county commissioners of said county, shall levy a sum of money upon the taxable property of said county sufficient to defray all the expenses, and pay the owner or owners of said land the amount awarded by said commissioners, or by the circuit court in case of an appeal, and from and after the return made by the commissioners or a majority of them, the landing located as aforesaid, shall be deemed forever thereafter a public landing; *Provided*, that the property so laid off and condemned as a public landing shall not be taken from the possession of the owner until the amount assessed as compensation therefor, shall have been paid or tendered and an appeal from the decision of the commissioners shall operate as a stay of proceedings, until the same shall have been decided in the circuit court.

Authority to levy.

Proviso.

SEC. 4. *And be it enacted*, That the commissioners before entering on their duties shall give twenty days public notice, and shall take an oath or affirmation that they will faithfully execute the provisions of this act, without partiality or prejudice, and for the execution of the same they shall be entitled to receive two dollars for every day they shall be necessarily engaged.

Notice to be given.

## CHAPTER 236.

AN ACT to incorporate the Frankville Road Company.

Passed May 20, 1853.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That subscription books shall be opened under the direction of William C. Cunningham, John McHenry, Benjamin Tasker, Richard Fairall and Trueman West, who are hereby appointed commissioners for that purpose at such times and places as they or a majority of them shall appoint for the capital stock of a company of not more than twenty thousand dollars in shares of ten dollars each, and that as soon as one thousand shares of such stock have been subscribed for said commissioners or a majority of them shall certify under their hands and seals to the clerk of the cir-

Commissioners appointed.