

CHAP. 91..

XCI.

An Act for the opening of Monument Street in the City of Baltimore.

Passed Feb 15 1827
Commissioners
appointed to open
street

1. *Be it enacted by the General Assembly of Maryland,* That Henry Stouffer, George Decker, James Mosher, Robert Carey Long and Rossiter Scott, or a majority of them, be and they are hereby appointed a board of commissioners to open Monument-street in the city of Baltimore, from its intersection with the east side of North-street to the eastern line of said city, in conformity with the plat of said street, as surveyed and laid off by the commissioners appointed for that purpose, by an act of assembly passed at December session eighteen hundred and seventeen, chapter one hundred and forty-eight, and section twelve, which plat is now recorded in the office of the register of said city; and whenever a vacancy in the said board may occur by the refusal to act, resignation, death, or other inability of any of the said commissioners, the remainder of said commissioners, or so many of them as may consent to act, shall supply such vacancy by a new appointment or appointments; and a majority of said commissioners shall be competent to perform the duties of said board.

To ascertain da-
mages

2. *And be it enacted,* That the said commissioners, after giving ten days notice in two of the newspapers printed in the city of Baltimore, shall proceed to ascertain and determine what damages will be sustained by the owners of property lying within or adjacent to the said street, by reason of the opening thereof, taking into consideration all advantages and disadvantages.

Damages to be
assessed on pro-
perty benefited

3. *And be it enacted,* That the said commissioners, after having ascertained the damages as aforesaid, and after having added thereto the commission to be allowed to the collector, as herein after provided, as also an estimate of the probable expenses of opening said street, shall proceed to assess the whole damages to be sustained, and expenses to be incurred, by the opening of the said street, upon all the property benefited by the opening thereof, having regard to all circumstances; and having completed the said estimate and assessment, the said commissioners shall make a full and particular return thereof, under their hands and seals, to the office of the register of the city of Baltimore, designating precisely the property which they have assessed as being benefited, as also the names of the proprietors of both species of property, as fully as they can ascertain the same; a copy of which return, certified by the said register, under the seal of the city of Baltimore, shall be evidence of the truth of the several matters therein stated, in virtue of this act.

After notice no
claim for damages
allowed

4. *And be it enacted,* That the said commissioners, before making the return as required by the third section of this act, shall give ten days notice thereof in two of the newspapers of the city of Baltimore, after which time no claim for damages shall be allowed, and the said return shall then be final and conclusive.

Sums assessed
on property bene-
fited to be a lien
thereon

5. *And be it enacted,* That the sums assessed upon the property benefited, shall be a lien thereon, and shall be collected