

# THOMAS KING CARROLL, ESQ. GOVERNOR.

1829

of Prince George's county, in the settlement of his account with said court.

CHAP. 73.

Appeal and proceedings respecting damages.

Sec. 5. *And be it enacted*, That if any person or persons, through whose land the road to be laid out by virtue of this act shall pass, believe that the amount paid him, her, or them, is not a fair and full equivalent for the land, he, she, or they, shall be at liberty to appeal by petition to the next county court, before the judges thereof, who are hereby empowered and directed to hear the allegations and proofs of both parties, (the Levy Court of Prince George's county to be made defendant in such appeal) and determine the same according to the law of the land, and the equity and right of the matter, at the same term of said court to which the appeal shall be made, without any further continuance or delay, unless it should appear to the satisfaction of said court, that further time ought to be given to the party applying for the same, to enable the said court to determine said appeal according to the law of the land, and the right and equity of the matter; either of the said parties may demand a trial by jury, or leave the cause to be determined by the court; and if any sum shall be adjudged by the said court to the party appealing on the trial and final determination of said cause, the same, with such costs as may be adjudged by said court, shall be levied for the use of the party so recovering and collected and paid in the same manner as other county charges are: *Provided always*, that if the said county court should confirm the decision of the commissioners, the party appealing shall pay all costs of said appeal.

Proviso.

Compensation—oath—and vacancy of commissioners.

Sec. 6. *And be it enacted* That each commissioner appointed by this act shall be entitled to one dollar and twenty five cents, for each and every day he may be actually and necessarily engaged in the discharge of his duty; and before the said commissioners shall act as such, they shall take an oath or affirmation, for the due execution of the trusts reposed in them by this act; and in case of a vacancy at any time of the said commissioners, either by refusal to act, death, or resignation, or any other cause, the Levy Court of Prince George's county shall, as soon as may be, fill such vacancy.

## CHAPTER 74.

*A further additional supplement to the act entitled, an act to establish Pilots, and regulate their fees.*

Passed Feb 11, 1829

Section 1. *Be it enacted by the General Assembly of Maryland*, That hereafter every master of a merchant vessel, either drawing nine feet water or upwards, or measuring one hundred tons, (custom-house tonnage) coming from sea, shall be obliged to receive the first pilot who offers below the Horse-

Regulation prescribed—compensation