

Sec. 4. *And be it enacted*, That the said commissioners, before they proceed to act, shall take an oath, or affirmation, before some justice of the peace, that they will, without favour, partiality or prejudice, assess the damages sustained by the person through whose lands the said road may pass.

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Commissioners to take an oath

Sec. 5. *And be it enacted*, That after the said road shall be surveyed and located, the opening thereof shall be superintended, in each county respectively, by the commissioners, or a majority of them, appointed for said county.

Road to be superintended, &amp;c

Sec. 6. *And*, whereas doubts exist whether the said road may not be located more to the advantage of the public by avoiding to pass through Anne-Arundel county, therefore, *Be it enacted*, That if the said commissioners shall so locate that part of said road between Ridgeville Post-Office, in Frederick county, and the Quaker road in Montgomery county, as that no part thereof shall pass through Anne-Arundel county, then this act, and the provisions thereof, shall be void as to Anne-Arundel county, except as to the appointment and powers of the commissioner appointed in said county.

If road should not pass through Anne Arundel, act to be void as regards that county

Sec. 7. *And be it enacted*, That the commissioners herein before named for Montgomery county, or a majority of them, shall be and they hereby are authorised and empowered, to lay out and open a road, not exceeding thirty feet in width, in the best and straightest direction, taking all circumstances into consideration, from the Quaker road before mentioned, near the residence of Henry Griffith of Lyde, by or near Cracklin-town, to intersect the road leading from Seneca Bridge by John Fisher's tavern, near the plantation of Samuel Magruder; and the said commissioners, or a majority of them, shall make out a plat of said road, and return the same to the clerk of Montgomery county court, to be recorded among the records of said county; and the said road, when so opened, shall be thereafter deemed to be a public road forever, and shall be kept in repair in the same manner as other public roads are directed to be kept in said county.

Direction of road in Montgomery

Sec. 8. *And be it enacted*, That the said commissioners, or a majority of them, be and they are hereby required, to make out, upon oath, or affirmation, an account of the expense of surveying and opening said road, including an allowance of two dollars per day to the commissioners for their services, and the levy court of said county are hereby authorised and required to levy the same on the assessable property of said county, to be collected as other county charges are collected.

Levy authorised

Sec. 9. *And be it enacted*, That the said commissioners, or a majority of them, having first made oath, or affirmation, before some justice of the peace, that they will without favour, partiality or prejudice, assess the damages sustained by the person or persons through whose lands the said road

Amount of damages to be levied