

cessary that said turnpike road should pass through the land of any person so refusing, his, her, or their consent, as aforesaid, then the President and Directors, on behalf of the company, shall apply to some Justice of the Peace, in and for said county, which Justice shall thereupon issue his warrant, directed to the Sheriff of the county, commanding him to summon twelve Jurors, disinterested persons, qualified to serve as Jurors in the county court, to meet at the proper place, as directed by said Justice, and the said Sheriff shall qualify the said Jurors, either by oath or affirmation, as the case may be, justly, truly, and impartially to value the damages liable to be sustained; also taking into due consideration such benefits as may be derived by the owner or owners of said land, and make true inquisition and return of the amount of damages, which may be sustained by the owner or owners of such land, under their hands and seals, to the Justice who issued the warrant, and that the decision of the said jury shall be final; *Provided*, that the said road shall not pass through the house, yard, grist-mill or saw-mill, of any person.

CHAP. 278.

Case of refusing.

Proceedings directed.

Special property protected.

Sec. 9. *And be it enacted*, That upon the President and Directors of said Company, paying to the owners of the land, the sum of money so awarded, by the Jurors aforesaid, as the case may be, they shall have power to cut, dig, and make the turnpike road aforesaid, through all such lands, in the same manner as if the free consent of the owners had been given thereto, and that the said President and Directors be empowered to erect and make bridges and viaducts over all streams and water courses as may be thought necessary for the benefit of said road, so as not to obstruct the free current of any stream or water course.

Power to cut, &c. extended.

CHAPTER 278.

*An act for the re-assessment and re valuation of all the Real and Personal property in Allegany county.*

Passed Mar. 19, 1833

Section 1. *Be it enacted by the General Assembly of Maryland*, That it shall be the duty of the commissioners of Allegany county, on or before the first day of May next, to appoint as many suitable and fit persons, as they may in their wisdom and judgment deem sufficient, as assessors to assess and value all the real and personal property in said county; *provided nevertheless*, that property belonging

Appoint assessors their duties.

Property excepted from assessment.