

C H A P.
LXXV.

the place where the road was formerly laid down, through the land now belonging to Charles Sewel, and running with or near the old road, in such direction as they shall think best, until it intersects the public road at or near the farm of John Chairs, junior, in said county; and the said road, (when surveyed, laid out, opened and cleared as aforesaid, and the valuation herein after directed to be made, or the damages herein after directed to be assessed, shall be paid or secured to the person or persons concerned,) shall be recorded among the records of Queen-Anne's county, and shall for ever thereafter be deemed a public highway, and shall be kept in repair in the same manner as other public roads are kept in said county; provided, that the said commissioners shall not lay out or open the said road through the buildings, gardens, meadows or orchards, of any person, without his or her consent.

Who are to ascertain damages, &c.

III. AND BE IT ENACTED, That the commissioners aforesaid, or a majority of them, be and they are hereby authorised and directed to ascertain and value what damages may be sustained by any person or persons through whose land the said road may pass, by opening and clearing the same, and the said valuation shall be made and paid, or secured, before the commissioners shall proceed to open and clear the same; and in case any proprietor or proprietors shall conceive him, her or themselves aggrieved by the valuation of the said commissioners, it shall and may be lawful for the said commissioners, or a majority of them, on the application of any person interested, to issue their warrant, under their hands and seals, to the constable of the hundred where such lands may be, commanding him to summon twelve freeholders, not interested in the said lands, to appear on a day by them to be appointed on the said lands, at which time such freeholders so summoned shall respectively appear before the said commissioners, and take the following oath, to wit: "I, A. B. do swear, that I will honestly, without favour, prejudice or partiality, value the damages and injury sustained by opening a road through the lands of C. D. in pursuance of this act," and shall return an inquisition of such damages to the clerk of the county court of Queen-Anne's county, and the damages so assessed shall be conclusive.

Persons interested to pay, &c.

IV. AND BE IT ENACTED, That the persons who may conceive themselves interested or benefitted by such road are hereby required to pay into the hands of the commissioners aforesaid, or some one of them, for the use of the person or persons in whose favour such valuation may be made, immediately upon laying out and opening the road aforesaid, whatever damages be as aforesaid adjudged to the party sustaining such damages, and in case of failure of payment as aforesaid, this act to be null and void, but in case of compliance with the provisions of this act, the said road to be considered as a public road, and to be kept up in the same manner as other public roads in said county.

How vacancies are to be filled.

V. AND BE IT ENACTED, That if any of the commissioners named in this act shall die, resign, or refuse to act, the remaining commissioners, or a majority of them, shall and they are hereby authorised to supply such vacancy by the appointment of another person.

C H A P. LXXVI.

Passed 8th of January, 1803.

A Supplement to the act, entitled, An act for the speedy conveyance of public letters and packages, and for other purposes.

Preamble.

WHEREAS the mode of conveying the public letters and packages to Cæcil county heretofore has been attended with great delay and inconvenience; therefore,

Laws, &c. to whom to be delivered, &c.

II. BE IT ENACTED, by the General Assembly of Maryland, That the laws, votes and proceedings, and other public packages, for Cæcil county, shall be delivered to the sheriff of Anne-Arundel county, who shall deliver them to the sheriff of Baltimore county, and take his receipt for the same; and the sheriff of Baltimore county shall deliver those directed to the several persons in Cæcil county to the sheriff of Harford county, and take his receipt for the same; and the sheriff of Harford county shall, without delay, deliver those directed to the several persons in Cæcil county to the sheriff of Cæcil county, and take his receipt for the same; and the sheriff of Cæcil county shall, without delay, deliver all such public letters and packages as may be directed to any person or persons residing within his county to the clerk of Cæcil county, and take his receipt for the same, and the said clerk shall deliver the said laws, votes and proceedings and packages, to the several persons to whom directed, when called for; and the several penalties for non-performance shall be the same as in the act to which this is a supplement.

Part of an act repealed.

III. AND BE IT ENACTED, That every part of the act to which this is a supplement which is contrary to the provisions of this act, shall be and the same is hereby repealed and made void.

C H A P.