

VII. AND BE IT ENACTED, That the commissioners shall be allowed two dollars each per day for every day they may attend to the discharge of the duties vested in them by this act, which, together with two dollars per day to their clerk, and all necessary expenses of a surveyor and advertising the notices, shall be equally apportioned among the persons holding property on said street, square, lane or alley, and collected in manner prescribed by the fourth section of this act.

C H A P.
CXXXI.

VIII. AND BE IT ENACTED, That the clerk to the commissioners shall be allowed six *per cent.* out of all monies collected by him under this act, and shall pay over the balance to the person or persons entitled to receive the same, in consequence of any damage they may have sustained, or for other causes, as soon as collected, under the penalty and forfeiture of twice the amount then collected by him, recoverable before a single magistrate, or if above fifty dollars, before the Baltimore county court, by the commissioners of the western precincts market-house, and by them to be appropriated to the damages for which it was first collected, and the balance to the use of said market-house.

IX. AND BE IT ENACTED, That the clerk to the commissioners shall give bond, conditioned payable to the commissioners of the western precincts market-house, in any sum to be approved of by them, with sufficient security for the faithful discharge of all the duties assigned him by this act, and take the following oath, or affirmation, as the case may be: "I, A. B. do solemnly swear or affirm, that I will, as clerk to the commissioners, make out and keep a fair record of all their proceedings had and done under and by virtue of this act, and in every other respect faithfully and honestly discharge the several duties of my appointment, to the best of my skill and judgment; so help me God;" all the records, books and papers, of his office, in case of death or removal from office, shall be faithfully delivered over to said commissioners.

X. AND BE IT ENACTED, That the said commissioners shall, before they enter upon the duties of their appointment, take the following oath or affirmation: "I, A. B. do solemnly swear, or affirm, that I will honestly and impartially, without favour or affection, discharge the duties of commissioner for grading and levelling the several streets, squares, lanes or alleys, and for establishing the courses and fixing the boundaries thereof, in the precincts of Baltimore, west of Jones's Falls, according to law, and to the best of my skill and judgment; so help me God."

XI. AND BE IT ENACTED, That the said Peter Little, William Kribs and John Davis, shall hold and exercise the office of commissioners for grading and levelling the several streets, squares, lanes or alleys, and for fixing the corners and for establishing the boundaries thereof, in the precincts of Baltimore, west of Jones's Falls, until the next election of commissioners for the western precincts market-house, who, or a majority of them, shall, on the second Monday in February, in the year eighteen hundred and eleven, or within ten days thereafter, and on the second Monday in the same month, or within ten days thereafter, in each and every year, appoint five persons, residents of the precincts west of Jones's Falls, and holding real or leasehold property in said precincts, as commissioners under this act, to whom, and their successors, all the powers vested by this act shall devolve, they taking the oath as is prescribed by this act for the persons first named as commissioners.

XII. AND BE IT ENACTED, That in case of a vacancy, at any time, of the said commissioners, either by death, resignation, removal, or other disqualification, under this act, the commissioners of the western precincts market shall, as soon may be, fill such vacancy.

XIII. AND BE IT ENACTED, That the powers of the present commissioners, or their successors, shall not extend to altering the grade of any street, lane or alley, that may be at this time paved or graded by the consent of the owners of the property on such street, lane or alley, or a majority of them, but upon the unanimous consent of the owners, for the time being, any thing in this act to the contrary notwithstanding.

C H A P. CXXXII.

An ACT to authorise a Lottery for repairing the Church in the Village of Jerusalem, in Washington County.

Passed 7th of
Jan. 1810.

BE IT ENACTED, by the General Assembly of Maryland, That it shall and may be lawful for Jacob Knode, Garhard Stonebreaker, junior, John Shafer, Henry Shafer, Henry Bentz, Abraham Schmutz and Frederick Grösh, or a majority of them, to propose a scheme of a lottery for raising a sum of money, not exceeding fifteen hundred dollars, and to dispose of the tickets thereof; provided, the said Jacob Knode, Garhard Stonebreaker, junior, John Shafer, Henry Shafer, Henry Bentz, A-