

C H A P. CX.

managers shall be a quorum to exercise the powers and execute the duties granted and required by this act, and may, during the absence of any officer, appoint an officer *pro tempore*, to supply his place.

Fines appropriated, &c.

VII. AND, for the purpose of assisting the funds of the said institution, BE IT ENACTED, That all fines imposed in Baltimore county on persons convicted of keeping houses of ill-fame, shall be and they are hereby appropriated to the use of the said General Dispensary, and when collected shall be paid to such person as the president and managers shall appoint as their treasurer.

C H A P. CXI.

Passed 20th of January, 1808.

An ACT authorising the drawing of a lottery for the benefit of the College of Medicine of Maryland.

Commissioners appointed, &c.

BE IT ENACTED, by the General Assembly of Maryland, That John Eager Howard, James M. Henry, James Calhoun, Charles Ridgely, of Hampton, William Gwynn, John Comegys, Charles A. Warfield, John Crawford, Solomon Berkhead, John B. Davidge and Ennalls Martin, or a majority of them, be and they are hereby appointed commissioners, and authorised to propose a scheme of a lottery for raising a sum of money, not exceeding forty thousand dollars, for the use of the College of Medicine of Maryland, and to sell and dispose of the said tickets in the said lottery as well in the city of Baltimore as in any other part of the state, any law to the contrary thereof notwithstanding, and shall proceed to draw the said lottery; provided the said commissioners, or such majority of them as shall act under this law, shall, before the sale or disposal of any ticket or tickets in said lottery, give their joint and several bond to the state of Maryland, in the penal sum of eighty thousand dollars, conditioned that they will well and truly, within six months after the drawing of said lottery shall commence, apply so much of the money arising therefrom as will satisfy the fortunate adventurers for prizes drawn by them, and pay over the balance, after deducting all necessary expenses of said lottery, to the Regents of the College of Medicine of Maryland.

Bond to be lodged, &c.

II. AND BE IT ENACTED, That it shall be the duty of the said commissioners, before they act as such, to lodge the said bond in the clerk's office of Baltimore county, there to be recorded, and upon such bond, or any office copy thereof, suit or suits may be instituted and prosecuted in any court of law or equity in this state, wherein such obligors may be legally sued for any breach of, or non-compliance with, the condition of the same.

C H A P. CXII.

Passed 20th of January, 1808.

An ACT to lay out and open a straight road from Forgusson Smith's to Marley Mills, in Cæcil county.

Preamble.

WHEREAS sundry respectable inhabitants of North Millford Hundred, in Cæcil county, have petitioned that a straight road may be made from Forguson Smith's to Marley Mills, in Cæcil county; and the prayer of said petitioners appearing reasonable, therefore,

Justices, on application, to appoint commissioners, &c.

II. BE IT ENACTED, by the General Assembly of Maryland, That the justices of Cæcil county levy court be and they are hereby authorised, upon the application of a respectable number of the inhabitants of said county, if the said court, upon consideration of all circumstances, shall be of opinion that such a road would be advantageous to said county, to appoint five commissioners to survey, lay out and open, a road in Cæcil county, from Forguson Smith's to Marley Mills, to cross the public road leading from Fair Hill to Elkton, in as straight a direction as the nature of the ground will admit, and with as little injury to the individuals over whose land the same may pass as may comport with the public convenience, and provided the said road shall not be laid out through the garden, yard, meadow or orchard, of any person or persons, without his, her or their consent, in writing, first had and obtained; and a plot of said road, when surveyed, confirmed and laid out, together with a certificate of the courses of the same, shall be returned to the clerk's office of Cæcil county, there to be recorded.

Court may levy money, &c.

III. AND BE IT ENACTED, That when the plot of said road shall have been confirmed and recorded as aforesaid, it shall and may be lawful for the levy court of said county to levy upon the assessable property in said county a sum of money, such as they shall deem necessary under all circumstances, and to appoint an overseer or overseers to open and clear said road agreeably to the plot and certificate aforesaid, who shall give bond in like manner as other overseers of public roads are directed to give bond, and shall have the same allowance; and the said road, when opened and cleared as aforesaid, shall be, and the same is hereby declared to be, for ever thereafter, a public road, and shall be kept in repair as other public roads in said county.