

appointed commissioners, with full power and authority to enter on the lands of the said Henry Hershberger, and if, upon viewing the premises, and the roads that run through the same, they shall be of opinion that no material injury would result to the public by shutting up the said road, then the said commissioners, or a majority of them, shall return a certificate, under their hands and seals, to the clerk of the county court, certifying their opinion and determination respecting the premises, and the clerk of the said court shall record the same, then, and not before, the said Henry Hershberger shall have full power and authority to shut up the said road.

C H A P. XXVII.

III. AND BE IT ENACTED, That the expences arising in the execution of this act shall be paid by the said Henry Hershberger. Expences to be paid, &c.

C H A P. XXVIII.

An ACT authorising Thomas Bailey, late sheriff and collector of Baltimore county, to complete his collection, and for other purposes.

Passed 31st of Dec. 1806.

WHEREAS it is represented to this general assembly, by the petition of Thomas Bailey, late sheriff and collector of Baltimore county, that from the multiplicity of business in his office, and other causes, he was unable to complete his collection within the time limited by law, and ascertain and make an annual return of insolvencies, so as to be allowed the same by the commissioners of the tax for Baltimore county, in consequence of which he is without remedy, unless by the interference of the general assembly; and the said Thomas Bailey having prayed that a law may pass, extending to him for a reasonable time, all the powers necessary to collect the balances due him as sheriff and collector, and to authorise the levy court to levy for him the sum of money which may appear to be due him, in consequence of payment made by him on the property of insolvents, as collector; therefore,

Preamble.

II. BE IT ENACTED, by the General Assembly of Maryland, That the said Thomas Bailey be and he is hereby authorised and empowered, until the first day of January, eighteen hundred and eight, in as full and ample manner as he could have done during the time limited by law, to collect all balances due him as sheriff and collector of Baltimore county for the year eighteen hundred and five, any law to the contrary notwithstanding.

T. Bailey empowered to collect, &c.

III. AND BE IT FURTHER ENACTED, That the levy court of Baltimore county be and they are hereby authorised and directed, at their next annual session for levying taxes on the said county, to levy for the use of Thomas Bailey such sum as may appear to be due to said Bailey, in consequence of payments made by him on the property of insolvents, which it appears by certificate from the clerks of the commissioners of the tax for the city of Baltimore, and Baltimore county, would have been allowed him for the years eighteen hundred and three and eighteen hundred and four, if the returns had been made in time.

Court may levy money, &c.

IV. AND BE IT ENACTED, That it shall be the duty of the said Thomas Bailey, before he proceeds to execute or distrain the property of any person or persons for taxes or public dues in virtue of this act, to deliver to such person or persons chargeable with the same, at least thirty days previous to the levying such execution or distress, an account, written in words at full length, of the taxes demanded of him, her or them, with an affidavit annexed, if required, that he hath not received any part thereof, or any thing as security or satisfaction for the same, more than credit given, to the best of his knowledge.

An account to be delivered, &c.

V. AND BE IT ENACTED, That the said Thomas Bailey, before he derives any benefit from or under this act, shall lodge a copy of his collection books in the clerk's office of Baltimore county, to be open for the inspection of all persons interested in the same.

Books to be lodged, &c.

C H A P. XXIX.

An ACT to alter, change and repeal, such parts of the constitution and form of government of this state as relate to the division of Saint-Mary's county into electional districts.

Passed 31st of Dec. 1806.

WHEREAS it is represented to this general assembly, by the petition of sundry inhabitants of Saint-Mary's county, that they experience great inconvenience for the want of a fourth

Preamble.