

C H A P.  
XXXVI.

laid down by the commissioners of New-Castle county, in as streight a line as the situation of the lands, and the nature of the ground, will admit; and the prayer of said petitioners being considered very reasonable, therefore,

Commissioners appointed, &c.

II. BE IT ENACTED, *by the General Assembly of Maryland*, That Richard Ford Alexander, Isaac Taylor, Adam Whann, William Hollingsworth and John G. Richardson, or a majority of them, and they are hereby appointed commissioners to survey, lay-out and open, at the expence of the proprietors of the French-town and New-Castle water and land stages, a road, forty-five feet width, including ditches, in as streight and convenient a direction as may be, from French-town, Cæcil county, until it shall intersect the divisional line between this state and the state of Delaware at a road lately laid out by the commissioners of New-Castle county, in the state of Delaware; and be it provided, that the said road shall not be laid-out through the garden, yard, meadow or orchard, of any individual, without his or her consent first had and obtained in writing.

Who shall cause a plot to be made, &c.

III. AND BE IT ENACTED, That the said commissioners, or a majority of them, be and they are hereby directed and required to make, or cause to be made, a plot of said road, when surveyed as aforesaid, and to ascertain and assess the damages that may be sustained by any person or persons through whose lands the same shall pass, and shall make return of said plot, together with a certificate of the courses of the said road, and their estimate of damages as aforesaid, to the clerk of Cæcil county, to be recorded among the land records of the said county, and when the same shall have been returned, and the expence, with the amount of damages so as aforesaid ascertained, may be assessed in the manner herein after mentioned, shall have been paid, or secured to be paid by the aforesaid proprietors of the French-town and New-Castle water and land stages, the same shall for ever thereafter be deemed a public highway, and shall be kept in repair by the aforesaid proprietors of the French-town and New-Castle water and land stages; provided always, that if a person or persons through whose lands the said road shall pass, or his, her or their guardian or trustee, shall conceive themselves aggrieved by such valuation and assessment of damages by the said commissioners, it shall and may be lawful for any justice of the peace of the said county of Cæcil on application of the party interested, to issue his warrant, under hand and seal, directed to the sheriff of the county, commanding him to summon twelve freeholders, disinterested as to the said road, and qualified to serve as jurors in the county court, to appear, on a day to be appointed said magistrate, on the land of the person or persons making application as aforesaid; and the said freeholders, having first made oath before some justice of the peace, that they will, without favour, affection, prejudice or partiality, assess the damages sustained by the person or persons at whose request such inquisition shall be taken, by reason of opening the aforesaid road through his, her or their land, shall thereupon proceed to assess and value the damages accordingly, of which the said commissioners, and three or more of the petitioners, shall have at least five days previous notice and shall return the amount of the damages assessed to the said justice of the peace, and such inquisition and valuation shall be final and conclusive.

Their allowance.

IV. AND BE IT ENACTED, That the commissioners appointed by this act shall have an allowance of two dollars for every day they shall severally attend in discharge of the duties hereby imposed to be paid by the aforesaid proprietors of the French-town and New-Castle water and land stages.

Court may apply money, &c.

V. AND BE IT ENACTED, That if the levy court of Cæcil county aforesaid should, at any time after the completion of the aforesaid road, consider it of such utility and advantage to the county as to make it necessary and proper that the said road be repaired at the expence of the county, and not otherwise, the said levy court may apply a certain proportion of road money levied upon the county, for mending and repairing said road.

C H A P. XXXVII.

An ACT to pay the civil list, and other expences of civil government.

Whereby.

WHEREAS those who dedicate their time, abilities and labour, to the public, ought to receive a reasonable and adequate compensation for their services,

Officers salaries.

II. BE IT ENACTED, *by the General Assembly of Maryland*, That the following officers of civil government for the time being shall be entitled to receive at the rate of the following salaries, in current money, for the ensuing year, to wit: The treasurer of the western shore, two thousand dollars; the treasurer of the eastern shore, four hundred and fifty dollars; the auditor, eight hundred dollars; the clerk of the council, eight hundred dollars; the clerk of the senate, one hundred

Passed 3d of Jan. 1807.