

person or persons making the appeal for the purpose of the light house, and also the disadvantages sustained by the party so appealing in consequence of the removal of the said light house, and the persons so summoned, after being sworn or affirmed as aforesaid, shall proceed to assess and value the land and damages according to the terms of their said oaths or affirmations, and if a majority of them agree, they shall certify their inquiry to the commissioners aforesaid, and the said inquiry shall be binding upon the said commissioners and the parties; *provided*, that if in such appeal from the valuation and assessment of such commissioners shall be confirmed or reduced by the jury thus directed to be summoned, the party appealing shall pay the whole expenses incurred by such appeal.

SEC. 4. *And be it enacted,* That the commissioners and jurors aforesaid shall be allowed two dollars per diem for each and every day they shall be employed under the provisions of this act, and the costs necessarily incurred, one-half of said allowance to be paid by the United States and the other half to be paid by the proprietor or proprietors of the land assessed.

SEC. 5. *And be it further enacted,* That before the said commissioners shall assess or value the said land as aforesaid, they or a majority of them, shall first be satisfied that the removal of the light house on said land will not be prejudicial to the interests of any minors having property therein.

SEC. 6. *And be it enacted,* That the said commissioners, when they shall have completed the valuation aforesaid, and done all other things required of them by this act, shall make out a copy of their proceedings, setting forth in the same a full description of the land by them valued, for the removal of the light house aforesaid, and also that they, or a majority of them, are satisfied that the right of minors will not be thereby prejudiced; and all other matters and things connected with the said valuation, and the performance of the duties assigned them by this act, and to the said copy fairly written out they shall subscribe their names and thereto set their seals, and deposit the same in the office of the clerk of the county court, and said clerk shall record the proceedings, and shall be entitled therefor to the same fee he receives for other records, to be paid by the parties.

CHAP. 189.
 Passed
 Feb. 25, 1847.

Proviso.

Compensation
 —by whom to
 be paid.

Not to preju-
 dice interest of
 minors.

Return to be
 made to clerk
 for record.

Section 1. Be it enacted by the General Assembly of Maryland, That upon the petition of the guardian of the estate of Thomas H. Gist, to the Chancellor of the said State, for the removal of the light house from the land of said Gist, the said Chancellor, or the court, shall have power to direct the removal of the said light house, and the damages to be done by the removal thereof, and the costs and expenses of such removal, to be paid by the party so appealing, and the persons so summoned, after being sworn or affirmed as aforesaid, shall proceed to assess and value the land and damages according to the terms of their said oaths or affirmations, and if a majority of them agree, they shall certify their inquiry to the commissioners aforesaid, and the said inquiry shall be binding upon the said commissioners and the parties; provided, that if in such appeal from the valuation and assessment of such commissioners shall be confirmed or reduced by the jury thus directed to be summoned, the party appealing shall pay the whole expenses incurred by such appeal.