

Passed
March 7, 1850.

An act to authorise the Levy Court of Frederick county, in their discretion, to appoint Two Road Commissioners, and the Commissioners of Washington County, in their discretion, to appoint One Road Commissioner, to be constituted a Board to lay out a Road from the town of Frederick to Smithsburg, in Washington county.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That as soon as may be, after the passage of this act, it shall be the duty of the levy court of Frederick county, in their discretion, to appoint two road commissioners, and the duty of the county commissioners of Washington county, in their discretion, to appoint one road commissioner, who together shall constitute a board for laying out a road from the city of Frederick to the town of Smithsburg, in Washington county. Commissioners to be appointed

SEC. 2. *And be it further enacted,* That the said road commissioners, after having taken the oath in such cases provided, and having procured the services of a competent engineer, and his assistants, and having given due notice, in one newspaper printed in the city of Frederick, and one printed in Hagers city, at least three successive weeks, of the time and place of beginning, shall proceed to lay out the said road, not exceeding forty feet in width, by the most direct and practicable route between the North end of the said city of Frederick, Hamburg, and the town of Smithsburg, in Washington county, using therefore the beds of such county roads as may be suitable, and deviating therefrom when necessary, so that the grade of said road shall in no place exceed five degrees from a horizontal line. How road is to be laid out

SEC. 3. *And be it further enacted,* That after the laying out of the said road shall have been completed, and a proper return of the part thereof lying in Frederick county, shall have been made to the clerk of said county, and a return of the part lying in Washington county, shall have been made to the clerk of that county, that it shall be the duty of the county commissioners of said two counties respectively, to appoint supervisors, and assess such sums of money as may be necessary to open and grade the parts of said road lying in their respective counties, and it shall also be the duty of said commissioners and levy court, annually thereafter, to assess such sums of money, on their respective counties, as may be necessary to keep said road in good repair. How funds are to be provided for constructing and repairing