

1812.

Passed Dec. 19, 1812.

Preamble.

Commissioners may survey and lay out said road—at whose expense—its width & direction—a plot to be returned.

Damages—persons aggrieved.

Proviso.

CHAPTER 103.

*An act to lay out a road from Robert Wilson's tavern, on the old York road.*

WHEREAS, It is represented to this General Assembly by the petition of sundry persons in Baltimore county, that a road from Robert Wilson's tavern, on the old York road, to intersect a road laid out, beginning near Richard Brittain's mills, will be of great public use and convenience: *Therefore,*

SEC. 1. BE IT ENACTED by the General Assembly of Maryland, That William Hutchings, Thomas Watts and Dickson Brown, be, and they are hereby appointed commissioners, and they or a majority of them are hereby authorised and empowered to survey and lay out at the expense of the petitioners, or any person or persons who may think proper to contribute thereto, a road forty feet in width, in the best and straightest direction the nature of the ground will admit of, beginning at Robert Wilson's tavern, on the old York road, and from thence to intersect a road laid out from near Richard Brittain's mill; and the said commissioners or a majority of them, shall make out a plot of said road, and return the same to the clerk of Baltimore county court, to be recorded amongst the records of said county; and the said road when opened and recorded as aforesaid, and the valuation hereinafter directed to be made shall have taken place, and the damages paid or secured to be paid to the person or persons entitled to receive the same, shall forever thereafter be deemed a public highway, and kept in repair as other public roads in said county.

2. AND BE IT ENACTED, That the commissioners, or a majority of them, shall ascertain and value (if required,) what damages may be sustained by any persons over whose lands the said road may pass by opening the same, taking into consideration the advantages and disadvantages, (if any,) and the valuation shall be made before the said commissioners shall proceed to open the said road: *Provided always,* That if any person or persons through whose land the said road may 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 said county, on application of the party interested, or his, her or their guardian or trustee, to issue his warrant, under his hand and seal, directed to any constable of the county,