

what damages may be sustained by any person or persons through whose land the said road may pass ; and the said valuation shall be paid or secured to be paid, before the commissioners shall proceed to open the same ; *Provided always*, That any person or persons through whose land the said road shall pass, or his, her or their guardian or trustee, shall conceive him, her or themselves aggrieved by such valuation and assessment of damages, it shall and may be lawful for any justice of the peace for said county, on the application of any person interested, to issue his warrant under his hand and seal, directed to the constable of the hundred where such land may lie, commanding him to summon twelve freeholders, not interested in the said lands, to appear on a day by him to be appointed, on the said lands, at which time and place such freeholders so summoned shall respectively appear ; and having each first taken an oath that he will without favor, affection 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, taking into consideration the advantages and disadvantages, (if any ; ) and such inquisition and valuation shall be final and conclusive between the parties respectively.

1812.

Proviso.

CHAPTER 53.

*A supplement to the act entitled, "An act to lay out and make a public road in Baltimore county, passed the twentieth of January, eighteen hundred and eight.*

Passed Dec. 7, 1812.

WHEREAS, It appears to this General Assembly, that a law having passed in eighteen hundred and eight, appointing commissioners to lay out, clear, and open a public road from the east end of Dulany-street, in the city of Baltimore, to communicate with the Philadelphia road ; and it appearing that the said road having been laid out through the property of Jacob Landenslager, and no provision having been made in the said law for remunerating the said Jacob Landenslager for the damages sustained by the passage of the said road through his property : *Therefore,*

Preamble.

BE IT ENACTED *by the General Assembly of Maryland,* That Hezekiah Price, Daniel Conn, James C. Dew, William Stansbury, (of Abraham,) and Jo-

Commissioners—certain damages to be