

person appointed as aforesaid, his executor or administrator, to declare generally for money had and received for his or their use, and give this act, and the special matter in evidence, in which said suit or suits the defendant shall be allowed but one imparlance, and the money so received and recovered shall be paid to the directors chosen in virtue of this act, for the time being, who shall apply the same to the opening, cutting, cleaning and repairing the said ditch or drain, in the manner herein before directed.

CHAP. 71.

6. *And be it enacted*, That in case of the death, resignation, refusal, or disqualification to act, of any of the persons chosen directors, at any time hereafter, it shall and may be lawful for the said other directors to meet as soon as conveniently may be thereafter, at their place of meeting as aforesaid, and choose a person in his stead to act as director, till the next annual meeting of the said proprietors, who shall be and he is hereby declared a director, to all intents and purposes, until the succeeding annual election.

Vacancies, how to be supplied

CHAP. LXXII.

An Act authorising the Levy Court of Prince-George's County to levy a sum of Money for purposes therein mentioned.

Passed Jan 22 1821

1. *Be it enacted by the General Assembly of Maryland*, That the justices of the levy court of Prince-George's county are hereby authorised and empowered, to agree for and purchase a quantity of land, the most convenient and proper for the erection of a wharf, at or near the Town of Upper Marlborough, and in case the owner or owners of such land shall refuse to make sale of so much of the said land as said justices shall think necessary for the building of said wharf, then the said justices shall be, and they are by this act authorised and required, to issue their warrant to the sheriff of said county, requiring and commanding him to summon and return a jury of good and lawful men of such county, and not interested in or related to the owner of such land, to be and appear before the justices on the premises, upon a certain day to be by them limited and appointed in such warrant, which jury, upon their oath, to be by any one of the said justices administered, shall inquire who is or are the owner or owners of the said land, what is the value thereof, and what damages such owner or owners will sustain; and the sum of money the said jurors shall adjudge to the owner or owners of such land, shall be assessed by said justices of said county, at the time of the making their next county assessment, and shall be collected by the sheriff or collector of said county, in the same manner as the county assessment, and the sheriff or collector shall tender or pay the same to the owner or owners of such land; and the said justices shall immediately after such valuation by the jury, cause such land to be surveyed and laid out by the surveyor of said county, with good and sufficient boundaries, and a certificate thereof to be returned and recorded in the county records; and the justices of the said county, and their successors, shall be and are hereby vested with an estate in fee simple in the said land, for the use of such county, for ever; and the said justices, or any two of them, shall and they are hereby authorised and required, to treat and agree with workmen to build and furnish a good and conve-

Levy court to purchase land for a wharf, &c