

Dec. Sess. 1813. *Proviso.* the said Elizabeth Wails, is hereby vested in the said Rachel Rawans, any law, usage or custom to the contrary notwithstanding; *Provided*, that nothing in this law contained, shall tend to defeat any just claim which any creditor may have against the estate of the said Elizabeth Wails.

CHAPTER 39.

Passed Jan. 7, 1814. *An act to lay out and make a Public Road in Worcester county.*

Commissioners.—Location.

Section 1. BE IT ENACTED by the General Assembly of Maryland, That M'Kimmey Porter Parker Selby, John Selby, senior, George Bratten, and George Nelson, or a majority of them be, and they are hereby appointed Commissioners to lay out a public road in Worcester county, beginning at Parramore's Landing, on the sea side, and thence running in the most convenient direction, until it intersects the county road, known by the name of the Boquetonorton Road; but not so as to run through any garder, meadow, or orchard, without the consent of the proprietor or proprietors.

Public Land- ing.

2 AND BE IT ENACTED, That the Commissioners aforesaid, or a majority of them, are hereby authorised and directed to lay out a piece of ground not exceeding three fourths of an acre, at Parramore's Landing aforesaid; which when so laid off, and the damages, to be ascertained as hereinafter directed, are paid, shall forever thereafter be considered and used as a public landing.

Value dam- ages. Valuation paid. Appeal. Jury. Oath. Return.

3. AND BE IT ENACTED, That the Commissioners, or a majority of them, be, and they are hereby authorised and directed to ascertain and value what damages may be sustained by any person or persons, through whose lands the said road may pass, or the said landing may be laid off; and the said valuation shall be made and paid, or secured to be paid, before the Commissioners shall proceed to open and clear the same; and in case any proprietor or proprietors, shall conceive him, her, or themselves aggrieved by the valuation of the said commissioners, it shall and may be lawful for the Commissioners, or a majority of them; on the application of any person interested, to issue their warrant, under their hands and seals, to the constable of the hundred where such lands may be, commanding him to summon twelve freeholders, not interested in the said lands, to appear on a day by them appointed, on the said lands; at which time and place, such freeholders so summoned, shall respectively appear before the said commissioners, and take the following oath, to wit: "I, A. B. do swear, that I will honestly, without prejudice or partiality, value the damages and injury that may be sustained by opening a road or landing through the lands of \_\_\_\_\_, (as the case may be) in pursuance of this act of Assembly." and shall return an inquisition of such damages so assessed, to the

clerk of Worcester county, to be assessed, shall be paid, into or some one of the persons in whose hands the same may be consigned, the same manner as the same may be consigned.

4. AND BE IT ENACTED, That the clerk of Worcester county, shall be and is directed to receive the same damages, and shall at the same time together with the same be secured to the persons aforesaid.

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