

DEC. SESS.
1815.

Damages.

Provisos.

city of them shall and they are hereby authorised and directed to fill up such vacancy or vacancies.

3. AND BE IT ENACTED, That the commissioners aforesaid or a majority of them, shall ascertain and value if required, what damages may be sustained by any persons or persons over whose land the said road may pass, by opening the same, and the valuation shall be made before the said commissioners or a majority of them 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 or a majority of them, it shall and may be lawful for any justice of the peace of the county in which the land lies, 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, commanding him to summon twelve freeholders who do not hold lands, through which the said road may pass, to appear on a day by the said justices to be appointed, on the land of the person or persons making application as aforesaid, or for whose benefit such application shall be made; and the said freeholders having first made oath before said justice of the peace, that they will without favor, affection or partiality assess the damages sustained by the person or persons at whose request or for whose benefit 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, of which the said commissioners or a majority of them shall have had at least five days notice, and shall return the damages so assessed to the said justice of the peace, and such inquisition and valuation shall be final and conclusive; and the party or parties in whose favor the valuation ascertained by the said commissioners or a majority of them, or the damages assessed by the said freeholders shall be made, shall be entitled to receive the same from the said petitioners or other persons interested in the said road within the space of six months after the assessment of such valuation or damages, and before they shall proceed to affect the lands and tenements of the person or persons concerned, and upon the payment of the money, or the securing the same to be paid as aforesaid to the person or persons through whose land the said road is intended to pass, the said commissioners may open the said road through such person or person's land; *Provided*, that the said road shall not pass through any house, yard, garden, meadow or orchard unless with the consent of the owner or owners thereof.

CHAPTER 70.

Passed Jan. 9, 1816. *An additional supplement to an act entitled, an act for the appointment of commissioners for the regulation and improvement of Cambridge in Dorchester County, and to establish and regulate a market in said town.*

Preamble.

WHEREAS, The powers granted to the commissioners by the original act to which this is a supplement, are deemed insufficient, in consequence whereof the commissioners have not made such regulations as are absolutely necessary for the benefit and improvement of the town; Therefore,

By-laws &c
-fines &c.

Sec. 1. BE IT ENACTED by the General Assembly of Maryland, That the commissioners of said town shall have

full power and authority and good, and thereof, and to prevent and redress, within the other things which they shall see the constitution shall be observed the said town, reasonable penalties by the said law any one offence levied and recorded and forfeitures this is a supplement

2. AND BE hereby authorized exceeding two by any of the collected as other supplement; and the bailiff to keep be ascertained, any mode or a

3. AND BE tion of the original geese and swine been partially force, any law

4. AND BE peace for the collection on the missioners, qu this is an addition directed by the s

5. AND BE so chosen shall ensuing their directed by the

6. AND BE for commission same manner

A further supplement to the act for the regulation and improvement of Cambridge in Dorchester County, and to establish and regulate a market in said town.

Sec. 1. BE Maryland, That passing any estate or estate acknowledged by certificate of the such acknowled