

Dec. Ses. 1816

ter enjoined; but before they proceed, they shall take an oath, or affirmation, as the case may be, that they will faithfully and impartially assess and value what damages will be sustained by opening and extending the said street, taking into consideration all advantages and disadvantages; they shall then proceed to assess and value what damages will be sustained by any person or persons whomsoever, by opening and extending said street, and shall also declare what sum of money each individual benefitted thereby shall pay towards compensating the person or persons injured by opening and extending said street; and the names of the person or persons, and the sums of money which they shall respectively be obliged to pay, shall be returned, under their hands and seals, to the clerk aforesaid, to be filed and kept in his office; and the person or persons benefitted by opening of said street, and assessed as aforesaid, shall respectively pay the sum or sums so charged and assessed to him, her or them.

Money assessed to be a lien on property.

3. *And be it enacted*, That the sums of money so assessed and charged to each individual benefitted by opening and extending the said street, shall be a lien upon all the property so benefitted to the full amount thereof.

Street not to be extended until damages are paid.

4. *And be it enacted*, That the said street shall not be opened or extended through the property of any individual injured thereby, until the damages by him, her or them, sustained and assessed as before provided, shall be paid, or secured to be paid, to his, her or their satisfaction.

Commissioners to collect money.

5. *And be it enacted*, That the clerk to the street commissioners of the western precincts aforesaid, shall have power and authority to collect by distress, or otherwise, from all persons chargeable therewith, their respective proportions of the damage for opening and extending the said street, and the said money or monies when received, pay over to the person or persons entitled to receive the same, and for his services herein enjoined shall receive six per centum on the amount collected.

—their allowance.

6. *And be it enacted*, That the said commissioners, and the surveyor to be employed by them, shall be entitled to receive from the persons benefitted by the opening and extending of the street aforesaid, for the services herein enjoined on them, the same per diem that is allowed for their services as street commissioners of the western precincts of Baltimore, to be collected in the like manner.

CHAPTER 144.

Passed Jan. 28 An act to open, straighten and amend, the public Road from Church-Hill to Sudler's Cross Roads, in Queen-Anne's County.

Road to be altered, &c.

Sec. 1. *Be it enacted by the General Assembly of Maryland*, That Colonel James Brown, Samuel Burgess, Esquire, Thomas Seegar, Horace Roberts, and Captain James Hall, be and they are hereby appointed commissioners to view the road leading from Church Hill to Sudler's Cross Roads, and they, or a majority of them, are hereby authorised to alter, straighten, and amend the same, as they in their judgment may deem most advisable for the public good, and as little injury to persons through whose lands

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2. *And be it enacted*, That the sums of money so assessed and charged to each individual benefitted by opening and extending the said street, shall be a lien upon all the property so benefitted to the full amount thereof.

3. *And be it enacted*, That the clerk to the street commissioners of the western precincts aforesaid, shall have power and authority to collect by distress, or otherwise, from all persons chargeable therewith, their respective proportions of the damage for opening and extending the said street, and the said money or monies when received, pay over to the person or persons entitled to receive the same, and for his services herein enjoined shall receive six per centum on the amount collected.

4. *And be it enacted*, That the said commissioners, and the surveyor to be employed by them, shall be entitled to receive from the persons benefitted by the opening and extending of the street aforesaid, for the services herein enjoined on them, the same per diem that is allowed for their services as street commissioners of the western precincts of Baltimore, to be collected in the like manner.

5. *And be it enacted*, That the sums of money so assessed and charged to each individual benefitted by opening and extending the said street, shall be a lien upon all the property so benefitted to the full amount thereof.

6. *And be it enacted*, That the said street shall not be opened or extended through the property of any individual injured thereby, until the damages by him, her or them, sustained and assessed as before provided, shall be paid, or secured to be paid, to his, her or their satisfaction.

7. *And be it enacted*, That the clerk to the street commissioners of the western precincts aforesaid, shall have power and authority to collect by distress, or otherwise, from all persons chargeable therewith, their respective proportions of the damage for opening and extending the said street, and the said money or monies when received, pay over to the person or persons entitled to receive the same, and for his services herein enjoined shall receive six per centum on the amount collected.

8. *And be it enacted*, That the said commissioners, and the surveyor to be employed by them, shall be entitled to receive from the persons benefitted by the opening and extending of the street aforesaid, for the services herein enjoined on them, the same per diem that is allowed for their services as street commissioners of the western precincts of Baltimore, to be collected in the like manner.

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