

before their titles to such real property had been acquired; saving nevertheless, to all persons whatsoever who may have acquired, under the laws of this state, a title to any part of the real estate held by the said persons, or either of them, or any person or persons claiming under them, or either of them.

C H A P.
XLIV.

C H A P. XLV.

An ACT authorizing the laying out a certain road in Worcester county.

Passed Jan. 15.

WHEREAS it is represented to this general assembly, by the petition of sundry inhabitants of Worcester county, that the laying out a road from the interfection of Christopher's road with the main road leading from Snow-Hill to Salisbury, and from thence by and with a private road on the line of John Cathel and Jesse Fooke's land until said road intersects Levy Cathel's line, and from thence by and with the said Levy Cathel's line as a private road now runs until it intersects the division line of David Cathel and Thomas Fookes, and from thence by and with the aforesaid private road along the line of John Cathel and Joseph Fooke until it intersects the division line between John Roberts and William Pollett's land, and from thence by and with the line or lines aforesaid to the road that divides Worcester and Somerset counties near Austin's mill, would be of public utility; therefore,

Preamble.

II. BE IT ENACTED, by the General Assembly of Maryland, That William Chaille, John Dashiell, Jonathan Parson, John Flint and William Toadwine, be and they are hereby authorized to open and clear the said road, thirty feet wide, in the manner following, viz. The said road leading from the interfection of Christopher's road with the main road leading from Snow-Hill to Salisbury to the main road dividing Somerset and Worcester counties as aforesaid, and the said roads, so opened and cleared, after the valuation herein after directed to be made, or the damages herein after directed to be assessed, shall be paid or secured to the individuals concerned, shall be recorded among the records of Worcester county, shall for ever thereafter be deemed a public road, and shall be kept in repair in the same manner as other public roads are kept in the said county.

Commissioners appointed, &c.

III. AND BE IT ENACTED, That the commissioners aforesaid, or a majority of them, shall ascertain and value what damages may be sustained by any person or persons through whose land the said road may pass, by opening and clearing the same, and the said valuation shall be made and 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, or shall be an infant, *feme-covert*, or *non compos mentis*, it shall and may be lawful for the said commissioners, on the application of any person interested, to apply to any justice of the peace for the county of Worcester, who shall thereupon issue his warrant, under his hand and seal, to the constable of the hundred wherein such lands may be, commanding him to summon twelve freeholders, disinterested in the said road, to appear on a day by him to be appointed on the said lands, at which time such freeholders, so summoned, shall respectively appear before such justice, and take the following oath, or affirmation, viz. "I, A. B. do swear, or affirm, that I will honestly value the damages and injury sustained by opening a road through the lands of the said C. D. in pursuance of this act," and shall return an inquisition of such damages by them assessed to the clerk of the county court of Worcester, and the damages so assessed shall be conclusive.

Who shall ascertain damages, &c.

IV. AND BE IT ENACTED, That the persons who may conceive themselves interested or benefited by such road are hereby required to pay into the hands of the commissioners aforesaid, for the use of the person or persons in whose favour such valuation may be made, immediately upon laying out the road aforesaid, whatever damages be as aforesaid adjudged to the party sustaining such damages, and in case of failure of payment as aforesaid, this act to be null and void, but in case of compliance with the provisions of this act, the said road to be considered as a public road, and to be kept up as a public road in said county.

Persons benefited to pay, &c.

C H A P. XLVI.

An ACT to authorize the levy court of Prince-George's county to assess and levy a sum of money as an additional compensation for John Thomas Boucher, one of the assessors of said county.

Passed Jan. 15.

WHEREAS it is represented to this general assembly, by the petition of John Thomas Boucher, of Prince-George's county, that he was appointed one of the assessors of said county, and that the allowance limited by law was not an adequate compensation for the trouble and convenience of making the assessment within his district: And whereas it is recommended by the commissioners of the tax of said county that an additional allowance be made to said Boucher, as the performance of the duty of said Boucher was much more laborious, and required a greater length of time, than that of any other assessor; therefore,

Preamble.

II. BE IT ENACTED, by the General Assembly of Maryland, That the levy court of Prince-George's county be and they are hereby authorized and required, at their next levy court, to levy on the assessable property of said county the sum of one hundred and sixty dollars, as an additional compensation to said Boucher.

Justices to levy money.

III. AND BE IT ENACTED, That the collector of Prince-George's county shall collect and pay the said sum of one hundred and sixty dollars to the said Boucher, or his order, in the same manner as other county charges are collected and paid.

To be paid to J. T. Boucher.

C H A P. XLVII.

An ACT to confirm certain proceedings of the levy court of Worcester county.

Passed Jan. 15.

WHEREAS it has been represented to this general assembly, by the levy court of Worcester county, that the inhabitants of the town of Snow-Hill, in said county, and the county at

Preamble.