

C H A P. XLVII. large, have laboured under great inconvenience for the want of an alley leading from one of the streets in said town to the county wharf and warehouse, and that they have contracted with a certain Mr. Kimmerly Scarborough for ground sufficient for the said alley, for the sum of one hundred and sixteen pounds five shillings; therefore,

Commissioners appointed, &c. II. BE IT ENACTED, by the *General Assembly of Maryland*, That John Gunby, Benjamin Dennis, Philip Quinton and John Cottingham, be and are hereby appointed commissioners to take a deed from the said Scarborough for the said ground for the use of the inhabitants of Worcester county; and all of the proceedings of the said levy court, and the commissioners aforesaid, in pursuance of this act, are hereby confirmed.

Deed to be delivered, &c. III. AND BE IT ENACTED, That when the deed aforesaid is executed by the said Scarborough to the commissioners aforesaid, it shall be delivered to the clerk of the county court, who shall record the same, and when recorded it shall have as full and complete effect as if the ground aforesaid had been condemned for the use of the county.

Court to levy money. IV. AND BE IT ENACTED, That the levy court of Worcester county, at their next session, be and are hereby authorized to levy all sums of money necessary for carrying this law into effect.

C H A P. XLVIII.

Passed Jan. 15. Preamble. An ACT for the benefit of William Carpenter, of Saint-Mary's county.

WHEREAS it is represented to this general assembly, by the memorial of William Carpenter, of Saint-Mary's county, that he was inspector of Town creek warehouse, in the county aforesaid, when an act passed, entitled, A further additional supplement to an act to regulate the inspection of tobacco, and to continue certain parts of the said act, and the supplementary acts thereto; that agreeable to a provision in the said act, the warehouse, of which the petitioner was inspector, was discontinued by the justices of the levy court for the county aforesaid, after which discontinuance there were two hogheads of tobacco stolen out of the said warehouse, amounting in the whole to seventeen hundred and sixty-five net pounds of tobacco, the first of which the petitioner has paid to the owner, and that there is now a suit instituted against him for the second, and praying that a law may pass, authorizing the levy court for the county aforesaid to levy a sum of money to reimburse him for the losses which he has sustained; therefore,

Justices to levy money. II. BE IT ENACTED, by the *General Assembly of Maryland*, That the justices of the levy court for the county aforesaid shall be and they are hereby authorized and empowered to levy such sum of money on the county aforesaid as they shall deem sufficient to reimburse the said William Carpenter for the loss of two hogheads of tobacco, weighing net seventeen hundred and sixty-five pounds, and also for the cost of suit now instituted against him for one of the said hogheads of tobacco, if any such cost shall accrue; which said sum or sums of money shall be collected and paid to the said William Carpenter by the collector or collectors of the county aforesaid, agreeable to the order of the levy court aforesaid.

C H A P. XLIX.

Passed Jan. 15. Court to appoint three persons, &c. An ACT respecting public roads in Washington county.

BE IT ENACTED, by the *General Assembly of Maryland*, That the levy court of Washington county shall have power and authority to appoint three discreet persons, freeholders in said county, commissioners to lay out and survey two roads, to wit: One leading from Elizabeth-town, in Washington county aforesaid, to the county line at Charlton's gap in the South mountain, and the other from Elizabeth-town aforesaid to the Pennsylvania line in Nicholson's gap, not exceeding forty feet each in width, clear of ditches, in as straight lines as the nature of the grounds and the restrictions herein after mentioned will admit of, and without delay execute, sign and seal, plain plots of the same, with explicit explanations thereof, and make return of such plots and explanations to the said court, who, on receiving such plots and explanations, shall examine the same, and all the evidence that shall or may be offered for or against the said roads, or either of them, as returned, and upon consideration of all circumstances, may reject or confirm the same, or either of them, as a public road or roads, or may direct the said commissioners to alter and amend the said plots, or either of them, and when so amended, may reject or confirm the same, and when confirmed, shall cause the same to be recorded among the land records of Washington county, in testimony of the same being established by law, and shall direct the said commissioners to mark and bound the said roads, (or either of them which shall be by the said court confirmed,) and direct a supervisor or supervisors to clear and improve the same, in the same manner, and on the same terms, as other public roads in said county are by law directed to be cleared and improved; and upon completing the same, the said roads (or road, as the case may be,) shall be deemed a public road or roads, and shall be kept in repair as all other public roads in said county are by law directed to be kept.

And agree for damages, &c. II. AND BE IT ENACTED, That in case the said levy court shall ratify and confirm either or both of the said roads directed by this act to be laid out, they shall be and are hereby authorized and empowered to agree and contract with the person or persons over whose land such road or roads may pass, for the amount of the damages thereby sustained, not exceeding the rate of ten pounds current money per acre, but if such agreement doth not take place, then the said court shall issue their warrant, directed to the sheriff of the county, commanding him to summon and return a jury of twelve good and lawful men of the said county, not interested or related to the party or parties, to be and appear before some one of the justices of the said court, on the premises, at a certain day in the said warrant to be expressed, which jury, on their oath, or affirmation, as the case may be, to be administered by the said justice, shall inquire who are the owner