

visions and clauses, in the same manner as if all and each of them had been originally included, named and inserted therein.

C. H. A. P. XLIII.

III. AND BE IT ENACTED, That in lieu of the sums of money to be raised by assessment, in virtue of said act, in the counties of Baltimore, Somerset, Cecil and Kent, the justices of the said counties, or a majority of them, shall annually, at their levy court, levy by equal assessment on the assessable property within their counties respectively, a sum of money as follows, to wit: In Baltimore county a sum not exceeding five shillings, in Somerset (a) county a sum not exceeding two shillings, in Cecil county a sum not exceeding six shillings, in Kent county (b) a sum not exceeding three shillings and six-pence, on every hundred pounds of assessable property in said counties; and the justices of the peace for Anne-Arundel and Washington counties, shall in the same manner levy on their respective counties a sum of money as follows, viz. In Anne-Arundel county a sum not exceeding four shillings, and in Washington county a sum not exceeding seven shillings and six-pence, in every hundred pounds of assessable property in said counties, the same to be laid out, expended and appropriated, as by said original act, and this supplement, is directed.

Money to be levied, &c.

- (a) The act of 1794, ch. 52, as far as it respected Somerset county, is repealed, and so noted under the second section of that act.
- (b) The act of 1794, ch. 52, is repealed, with its supplements, as to Kent county.

IV. AND BE IT ENACTED, That the justices of the levy court of Washington county, or a majority of them, at their annual meeting, shall have full power and authority to appropriate all the monies raised by virtue of this or any former act, and which is not already expended on any of the public roads in the said county, in such manner and on such public roads in the said county as they in their judgment shall think proper, any thing in the act to which this is a supplement, and the act, entitled, An act to streighten and amend the several public roads in several counties, and for other purposes therein mentioned, passed at November session, seventeen hundred and ninety, * to the contrary notwithstanding.

Justices to appropriate monies, &c.

* Chapter 32.

V. AND BE IT ENACTED, That the justices of the levy court in the respective counties of Baltimore, Talbot, (c) Somerset, Cecil, Prince-George's, Frederick, Montgomery, Kent, Anne-Arundel and Washington, shall have full power to contract with any person or persons for the opening or clearing any road hereafter laid out, or to be laid out, in their respective counties, and for the improving and keeping in repair any road, (d) or such part thereof, and for such length of time during the existence of this law, as in their judgment shall seem most adviseable, and for the interest of the county; and where any person or persons shall contract for the keeping in repair of any public road in virtue of this act, and shall neglect to keep the same in such repair as it is the duty of the supervisors by law to do, then such person or persons so contracting shall be subject to the same penalty as supervisors of public roads in like cases now are, to be recovered and applied in the same manner; and every person or persons so contracting with the justices of the levy court in any county of this state, shall give bond to the state of Maryland, with such security as the justices of the levy court shall approve of, and in such sum or penalty as they shall require, for the performance of such contract, and such contractors shall have and exercise all the powers which supervisors of public roads now have or may or can exercise in virtue of the act to which this is a supplement.

And to contract, &c.

- (c) See the notes as to Somerset and Kent counties.

- (d) By 1796, ch. 60, this provision (in the counties of Cecil, Kent and Talbot,) is to extend only to roads laid out before the passing of the act.

VI. AND BE IT ENACTED, That in all cases where any of the said roads shall be let out to be completed or repaired on contract, it shall and is hereby declared to be the duty of the levy court of the county within which such road shall lie, to appoint some person or persons to view such road, and report to them whether the same shall have been completed according to the terms of such contract, before the said court shall be authorized in virtue thereof to pay for the same; provided, that nothing herein contained shall extend, or be construed to prevent the said levy courts respectively from making such advances of money to such contractor or contractors, for completing or repairing the said roads, as they in their discretion shall think necessary.

Persons to be appointed, &c.

VII. AND BE IT ENACTED, That where any damages or sum of money shall be allowed to any person or persons for the opening of any public road through his, her or their land, the payment thereof shall not be made until the road for which such damage or sum of money is allowed be actually laid out and opened.

Damages, &c. when to be paid.

By 1796, ch. 60, where damages are claimed in Cecil county, the justices may appoint three persons to value the same.

VIII. AND