

said, shall consent to the mode of determination aforesaid; and if the said William Augustine Washington and Thomas and William Russell, or either of them, shall not agree thereto, that then the intendant be directed to settle as aforesaid with the said Robert Long, so far as this state is interested, according to the proportion of the property of the aforesaid company which the public has received; and that the damages, when ascertained by the arbitrators, on oath, to be appointed as aforesaid, shall be paid by the public, and received by the said Robert Long, in full discharge and as a final settlement of his claim of damages for the trespass aforesaid, so far as the state is interested.

C H A P.
XXXVIII.

C H A P. XXXIX.

An ACT to empower the commissioners of Baltimore-town to make a correct survey of the said town, and for other purposes therein mentioned.

WHEREAS a number of the inhabitants of Baltimore-town, ^{Preamble.} by their petition to this general assembly have set forth, that great inconveniences have arisen from the uncertain location of the lots in said town, the boundaries thereof in many instances not being to be found, and that still greater confusion is apprehended from the variation of the compass, unless the commissioners of the said town are authorised to make a general and correct survey of the whole town, and establish permanent boundaries throughout the same to perpetuate the true location thereof: And whereas it is further represented, that a number of the inhabitants of the said town have made and extended several parcels of ground out of the waters of Patapsco river, adjoining the said town, under an act of assembly for that purpose, which they are desirous should be surveyed and laid off into streets, lanes, alleys and canals, and added to and made part of Baltimore-town: And whereas also, the streets, lanes and alleys, in several of the additions made to the said town, have heretofore been so negligently laid out, as not to correspond with the other streets throughout the said town: it is therefore prayed, that the commissioners of Baltimore-town be vested with powers to remedy the grievances complained of;

II. Be it enacted, by the General Assembly of Maryland, That the commissioners of Baltimore-town aforesaid, or a major part of them, be authorised and required, after giving six weeks notice in the Baltimore news-papers of the time, place, and intentions of their meeting, and after having taken an oath before some magistrate of Baltimore county, to be recorded with their proceedings, well and truly to execute the trust reposed in them by this act, without prejudice, partiality or favour, to cause a correct and general survey of the several additions throughout the said town to be made, according to the true original location thereof, to be ascertained by proof of such location where it can be had, or by a proper allowance for the variation of the compass, where proof of the original location cannot be had, having a regard, in the calculation of the variation of the compass, to any proof which may be made to parts of such original location, so as to make the lines upon which an allowance for variation may be made, correspondent as nearly as may be with the parts proved as aforesaid, and to establish and fix permanent boundaries of stone throughout the same, with proper marks and devices thereon, to ascertain in future the true location of the several lots in every part of the said town, and to cause a correct plot, with proper explanations of the same to be made, together with the proof by them taken, and the reasons which governed them in fixing such boundaries where no proof of the original running can be obtained, and returned to the town-clerk, who is

Survey to be
made, &c.