

enable the said Simon Nichols to complete the collection of such sur- plus. CHAP. LII.

IX. **And be it enacted,** That the said Alexander Catlett is hereby allowed a further time, and until the first day of November next, for the purpose of making the collections aforesaid, and that he shall have and be allowed for his trouble and expence in making the said collection, the same commision upon the residue of the said taxes, that he the said Simon Nichols was allowed in the settlement of his account with the commissioners of the tax for Montgomery county aforesaid, and that the said Simon Nichols shall be accountable to the said Alexander Catlett for the same. Time allowed for collection, &c.

X. **Provided always, and be it enacted,** That if the said Simon Nichols shall, within twenty days after the passing of this act, and after his having received notice thereof, give bond and sufficient security to the said Alexander Catlett, to be approved of by the commissioners of the tax for Montgomery county aforesaid, to indemnify him against the security-ship aforesaid, then this law to be void and of no effect. Proviso.

XI. **And whereas** it appears that only a part of the real estate of Thomas Nichols, one of the securities of the said Simon Nichols, has been taken in execution, **Be it enacted,** That the intendant shall, and is hereby directed, to order *feri facias*, directed to the coroner of Montgomery county, against the lands, goods and chattels, of the said Thomas Nichols. Intendant to order fieri facias, &c.

C H A P. LIII.

An ACT for laying out a road to and from the mill seat of Nicholas Randall, on the main falls of Patapsco, Anne-Arundel and Baltimore counties.

WHEREAS it appears, by the petition of Nicholas Randall, of Baltimore county, that he labours under great inconvenience, for want of a waggon road opened to and from his mill seat, on the main falls of Patapsco, lying in Anne-Arundel county, beginning at or near Isaac Harlin's, on the road leading to Ellicott's upper mill, by his said mill seat, to intersect the road leading by Ellicott's lower mill, at or near John Pierpoint's smith shop in Baltimore county aforesaid: And whereas a number of the inhabitants of Anne-Arundel and Baltimore counties aforesaid, have recommended the above road to be made, and it appearing reasonable to grant the prayer of said petitioner: Therefore, Preamble.

II. **Be it enacted, by the General Assembly of Maryland,** That Robert Davis, Nicholas Ridgely Warfield, and Elam Bailly, or any two of them, be and are hereby authorized and required, as commissioners, to lay out a waggon road, not exceeding forty feet wide, beginning at the road leading to Ellicott's upper mill, at or near Isaac Harlin's in Anne-Arundel county aforesaid, and leading by said Randall's mill seat, to intersect the road leading from Ellicott's lower mill to Baltimore-town, at or near John Pierpoint's smith shop in Baltimore county aforesaid; which said road, when made, shall be a public road. A road to be laid out, &c.

III. **And be it enacted,** That the commissioners aforesaid shall ascertain and value what damage such road running through any persons land as aforesaid shall amount to, which shall be paid to such persons damaged as aforesaid, by the said Nicholas Randall. Damage to be ascertained, &c.