

C H A P.  
XXIV.

and the money expended by such tenant or person having the charge of such property, in paving, posting and repairing, the footways aforesaid, in obedience to the order of the commissioners aforesaid, shall be allowed by the owner, and deducted by the tenant out of the rent then due, or thereafter to become due; and if any tenant or owner of any house or lot, or part of a lot, or the person having the care thereof, shall refuse or neglect to post, pave, amend or repair, such footways, according to the order and direction as aforesaid, it shall and may be lawful for said commissioners, or a majority of them, and they are hereby directed, to contract and agree with some person or persons, on reasonable terms, to post, pave, amend or repair, such footways, and shall charge the expence thereof to the owner or owners in front of whose property such pavement may be done, and shall recover the same by execution on such property, with costs.

Commissioners to employ  
carts, &c.

VII. **And be it enacted,** That the said commissioners, or a majority of them, shall have full power to employ, agree with and hire, carts, waggons and labourers, and shall proceed to raise, lower and level, any of the streets, or otherwise improve them, as the said commissioners may think proper, in the said town, and shall stone or gravel them where necessary, and shall proceed to lay an equal tax on all the taxable property of said town, not exceeding three shillings current money annually in the hundred pounds worth of property, to defray the expence thereof, and for the purchasing a fire engine; which said tax shall be collected and paid to the said commissioners, or a majority of them, by their clerk, who shall have the same power to distrain therefor, as the collector of the public and county assessment have to distrain for the same, and all cost which shall arise in consequence of such distress, shall be applied to the use of the purposes before mentioned; and the said clerk shall, for the faithful performance of the collection receive an allowance, not exceeding four *per cent.* commission, for collection.

Determine  
disputes, &c.

VIII. **And be it enacted,** That the said commissioners be fully empowered to settle and determine all disputes which shall arise respecting the boundaries of any lot or lots in said town, and to ascertain and establish the same, which determination shall be final, unless controverted in a court of law within three years thereafter; and the said commissioners shall receive, for every such dispute so determined, the sum of ten shillings each, to be paid by the said parties contending; and the said commissioners shall have full power to remove nuisances within said town and the precincts thereof.

And settle  
their accounts  
annually.

IX. **And be it enacted,** That the said commissioners shall settle their accounts with the justices of the levy court of Washington county, on the fourth Monday of August annually, during the continuance of this act.

Persons sued  
may plead,  
&c.

X. **And be it enacted,** That if any person shall be sued or impleaded for performing or doing any thing by this act required, the defendant may plead the general issue, and give this act and the special matter in evidence.

## C H A P. XXV.

Passed De-  
cember 27.

An ACT to empower the justices of Caroline county to levy a sum of money, by an assessment of the property of said county, to erect a gaol at Denton, in said county, and for other purposes therein mentioned.

Justices to as-  
sess money,  
&c.

**B**E it enacted, by the General Assembly of Maryland, That it shall and may be lawful for the justices of Caroline county, and they are hereby authorised and required, to assess and levy, at two equal assessments, in the years seventeen hundred and ninety-two and seventeen hundred and ninety-three, a sum not exceeding six hundred pounds current money, together with the sheriff's commission of six *per cent.* for collecting the same; which said monies, so to be assessed and levied, shall be collected by the said sheriff of Caroline county for the time being, from the inhabitants of said county, and others having property therein, in the same manner as other public levies and county assessments are by law collected.