

CHAP. LXX. amending the said roads, by an order drawn by the justices aforesaid on the collector: Provided nevertheless, that the said commissioners shall not exceed three pounds *per* acre for any lands by them agreed for or purchased for the use aforesaid.

Justices to call on the collector, &c.

XIV. And be it enacted, That the justices aforesaid may and shall, at their levy court, annually, call on the collector for the settlement of all monies levied and assessed for the use of the county aforesaid, and in case of neglect or refusal of the said collector, immediately to commence suit for the recovery thereof, in which no appeal or writ of error shall be had or brought, nor more than one imparlance shall be allowed.

Another road to be laid out, &c.

XV. And be it enacted, That another public road shall be laid out, cleared and opened, at the charge of Baltimore county, not exceeding forty feet wide, from the Little Falls of Gunpowder to Baltimore-town, in continuation of the road directed by this act to be laid out from Belle-Air, in Harford county, to the said Falls, in as streight a direction as the nature of the ground will admit; provided, that the said road shall not be carried through any garden, yard, house or orchard, without the owners consent; and provided also, that no part of the funds already appropriated by law to the laying out and making several turnpike roads in Baltimore county shall be applied to the clearing of the said road until the said turnpike roads have been completed.

Commissioners appointed, &c.

XVI. And be it enacted, That James Gittings, Thomas Todd and James Baker, or any two of them, be and they are hereby appointed commissioners on the said road, to mark, bound, clear and make, the same, and to return a plot thereof in the usual manner; and the commissioners of review are hereby directed to draw orders in favour of the said commissioners, when applied for, on the collector of the said county, for such sum as may be necessary to enable them to lay out, mark, bound and return, a plot of the said road; and after the completion of the said turnpike roads, for such further sum as may be necessary for clearing and making the said road agreeably to this act.

Who may agree for damages, &c.

XVII. And be it enacted, That the said commissioners may agree with the owner or owners, through whose land the said road may pass, for the sum to be paid therefor, and where they cannot agree they shall have power to summon a jury as herein before directed; and the damages so contracted for or assessed, shall be paid out of the money for which the commissioners of review shall draw their order, after the completion of the turnpike roads as aforesaid.

Their allowance, &c.

XVIII. And be it enacted, That the said commissioners shall be allowed seven shillings and six-pence for every day they shall be employed in discharge of their duty under this act, to be retained out of any money that shall come into their hands as aforesaid.

Money not to be apportioned, &c.

XIX. And, whereas the public road mentioned in this act leading from Belle-Air, in as streight a direction as the nature of the country will admit, toward Baltimore-town, as far as the line of Baltimore county, will be useless, unless laid out, cleared and made passable, from the said line to Baltimore-town; therefore, **Be it enacted,** That no part of the money levied for the purpose aforesaid, shall be apportioned or expended on the said road, otherwise than payment of the commissioners for marking and bounding the same, until that part of the said road within Baltimore county shall be laid out, cleared, and made passable, on the direction aforesaid, any thing contained in this law to the contrary notwithstanding.

Direction of road not to be altered, &c.

XX. And be it enacted, That the direction of the public road leading from Susquehanna Lower ferry to Baltimore-town shall not be altered so as to leave Bush-town.