

C H A P.
LXIII.On applicati-
on, road may
be turned,
&c.

county aforesaid, where the proprietors of the lands through which the roads which may be intended to be so turned or altered may pass are willing and capable of consenting to applications of this nature; therefore, **Be it enacted**, That upon the application in writing from all the proprietors of the lands through which any public road may pass, or be prayed to pass, petitioning for the turning, altering, straightening or laying out a public road, it shall and may be lawful for the justices of the said levy court, upon being satisfied that the granting of such petition will be of public convenience, and they are hereby authorized and empowered, to direct the surveyor of the said county to lay out such road, agreeably to the prayer of such petition; or in such other manner as they shall think most expedient, not exceeding twenty feet in breadth, without the consent of the said proprietors, and to make return of such location with all convenient speed; and after such road shall be surveyed and laid out agreeably to the intentions of this act, the said court shall direct the application for such road, and the order and proceedings thereupon, and the return of the surveyor, to be enrolled among their records, and thereupon and thereafter such road shall be deemed and considered to be a public road, and shall be kept up and repaired as other public roads in the said county; provided nevertheless, that no old road, so to be affected by this act, shall be stopped up until the new road shall be viewed, examined and received, by two justices of the peace, to be appointed by the said court; and provided also, that such new road shall be laid out, made and completed, at the proper expence of the parties applying for the same; and provided further, that no such application shall affect the lands of infants, persons *non compos mentis*, or persons beyond the limits of this state, until the said disabilities shall be removed.

Penalty on
persons alter-
ing, &c. any
road, &c.

XVI. And be it enacted, That if any person or persons shall alter or change, or in any manner obstruct or encroach upon, any of the said roads, or any part or parts thereof, or cut down, destroy or injure, any of the bridges, causeways, boundaries, marks or directions therein or thereon, without the licence of the justices of the levy court obtained as aforesaid, every such person or persons, being thereof convicted in the county court, shall forfeit and pay a fine, in the discretion of the court, not exceeding the sum of one hundred dollars, according to the nature and degree of the offence.

Acts repealed,
&c.

XVII. And be it enacted, That from and after the said first Monday in April next, all and every act and acts of assembly, and every clause and section thereof, which may respect the public roads of Talbot county, be and the same are hereby repealed; provided nevertheless, that nothing herein contained shall be construed or taken to affect any private act or acts of assembly granted upon the application of any particular individual, or the act of assembly passed at October session, in the year one thousand seven hundred and fifty-three, entitled, An act for repairing the public roads in this province, or any act or acts of assembly for the building or repairing of any bridge or bridges that are built or maintained at the public or county charge.

C H A P. LXIV.

Passed Janua-
ry 20.

An ACT supplemental to the act, entitled, An act permitting the proprietors of lots binding on the water at the west end of the basin in Baltimore-town to extend and improve the same.

Preamble.

WHEREAS by an act of assembly, entitled, An act permitting the proprietors of lots binding on the water at the west end of the basin in Baltimore-town to extend and improve the same, it was, among other things, enacted, that Charles-street, in Baltimore aforesaid, should be opened and extended from Camden-street to Barré-street, but by the said act persons were appointed to lay out and open the same, and no provision was made to indemnify persons holding lots on the said street for any damages sustained by reason of the opening and extending the same; therefore,