

C H A P.
LIX.
Commissioners
appointed, &c.

II. BE IT ENACTED, *by the General Assembly of Maryland*, That Richard Johns, Henry Branwell and Thomas Gorfage, or any two of them, shall be and are hereby appointed commissioners, to examine, survey, lay out and mark, a public road from Rister's-town aforesaid towards Hanover-town to the line of Baltimore county, of the width of sixty-six feet, and on as straight a line as the nature of the country will permit; and the said commissioners are to consider not only the distance, but the situation and goodness of the ground on which the said road is to pass.

Commissioners
appointed, &c.

III. AND BE IT ENACTED, That Moses Brown, Beale Owings, of Richard, and James Hood, or any two of them, shall be and are hereby appointed commissioners, to examine, survey, lay out and mark, a public road from the city of Baltimore, in a direction towards Liberty-town, to the Frederick county line at or near Philemon Barn's plantation, of the width of sixty-six feet, and on as straight a line as the nature of the country will permit, agreeably to the calls in the original law that directs the laying out said road; and the said commissioners are to consider not only the distance, but the situation and goodness of the ground on which the said road is to pass.

Plots to be re-
turned, &c.

IV. AND BE IT ENACTED, That the commissioners appointed to examine, survey and lay out, the roads aforesaid, after they shall lay out and mark the same, are hereby directed to return the courses and plots thereof to the said commissioners of review, who are hereby authorized and required to view and examine the said roads, and thereafter to confirm, correct or alter, the same; and the said commissioners of review shall cause to be made out three fair plots and certificates of the said roads, containing the courses thereof, and such other description thereof as they may think necessary, and they shall sign their names to each plot and certificate, and return one plot and certificate to the clerk of Baltimore county, and another to the register of the city of Baltimore, to be by them respectively recorded, and the third to be retained by the said commissioners of review; and the said roads so laid out and confirmed, or corrected and returned as aforesaid, shall be for ever afterwards held and adjudged in all courts of law or equity public roads and common highways.

Roads, if not
reviewed, to be
public, &c.

V. AND BE IT ENACTED, That in case the said commissioners of review shall not view and examine the said roads, and confirm, or correct and alter the same, so as finally to ascertain and fix the location of the said roads within six months from the return of the courses and plots thereof, then the roads so surveyed and laid out by the commissioners appointed by this act shall be taken, held and adjudged, in all courts of law and equity, public roads and common highways, and shall as such be recorded, made, amended and repaired, in the same manner as if the said commissioners of review had approved and confirmed the same.

How vacancies
are to be filled.

VI. AND BE IT ENACTED, That in case of the death, resignation, disqualification or refusal to act, of any of the commissioners aforesaid, the commissioners of review are hereby authorized and empowered to make other appointments to fill up such vacancy or vacancies, and re-appointments, if necessary, from time to time, as often as occasion shall require, until each of the said roads shall be surveyed, plotted, returned and recorded, as aforesaid.

Allowance to
be made, &c.

VII. AND BE IT ENACTED, That the commissioners of review are hereby authorized and empowered to allow such reasonable compensation, not exceeding two dollars per day, to the said commissioners, and all others who may be employed in executing and carrying into effect the directions of this act, except the surveyor, to whom the said commissioners may, in their discretion, allow a compensation not exceeding four dollars per day.

Not to change
former acts,
&c.

VIII. AND BE IT ENACTED, That nothing in this act contained shall change, alter or repeal, any part of the act, entitled, *An act to lay out several turnpike roads in Baltimore county*, or one other act, entitled, *An act to straighten and amend the several public roads in the several counties*, and for other purposes therein mentioned, except the provision confirming the surveys and plots returned by the commissioners hereby appointed, in case the commissioners of review shall neglect to view, examine, and confirm or correct, and alter the same, and finally ascertain and fix the location thereof, within the time therein mentioned.

A surveyor to
be appointed,
&c.

IX. AND, whereas it appears from the plot of the turnpike road leading from the city of Baltimore towards York-town, in the state of Pennsylvania, recorded in the clerk's office of Baltimore county, that there are two courses with calls, without expressing distances; wherefore, BE IT ENACTED, That the commissioners of review shall, on or before the first Monday in April next, appoint a surveyor to survey the said road, and ascertain the distances of the courses in all cases where no distances are