

whole number of senators, and a majority of the whole number shall be necessary to a choice, but no person constitutionally ineligible to the office of president shall be eligible to that of vice-president of the United States:

C H A P. LXV.

II. BE IT ENACTED, by the General Assembly of Maryland, That the aforesaid amendment be and it is hereby confirmed and ratified.

Amendment confirmed.

C H A P. LXVI.

An ACT to streighten part of the road in Harford county which leads from Underhill's mill to the city of Baltimore.

Passed 7th of January, 1804.

WHEREAS it is represented to this general assembly, by the petition of sundry inhabitants of Harford county, that the road leading from Underhill's mill to the city of Baltimore, as it now runs, is circuitous and inconvenient, and that the same may be considerably shortened and improved by connecting it from the end of John Clendennen's lane with a road leading to the city of Baltimore, and laid out from David Hanway's mill, and praying that the said road may be laid out as aforesaid; and the same being considered reasonable, therefore,

Preamble.

II. BE IT ENACTED, by the General Assembly of Maryland, That the levy court of Harford county be and they are hereby authorised and empowered, at their discretion, to appoint five disinterested freeholders in said county as commissioners, and the said commissioners, or a majority of them, are hereby authorised and empowered, (if any such be appointed,) to view the said road leading from Underhill's mill to the city of Baltimore, beginning at the end of John Clendennen's lane, at a branch called Stirrup Branch, and to survey and lay out the same from thence to intersect, at David Hanway's mill, the road leading from said mill to the city of Baltimore, in as streight a direction as in their judgments will best comport with the public convenience, and so as the same shall not be laid out to run over the orchard, garden, yard or meadow, of any person, without the consent of the owners thereof, and when surveyed and laid out, to return a plot thereof to the clerk's office of said county, to be there filed and recorded; provided always, that the levy court, for sufficient cause, may reject said plot and return, and may direct said commissioners to return another plot of said road, and so from time to time till a plot shall be returned which shall be approved of and confirmed by said court.

Court to appoint commissioners, &c.

III. AND BE IT ENACTED, That the levy court of said county, if a plot shall be returned as aforesaid by the commissioners, be and it is hereby empowered, at the next court thereafter, to appoint an overseer or overseers to clear and open said road according to said plot, and to levy such sum of money, as, in the discretion of said court, shall be considered reasonable for the purpose of clearing and opening said road as aforesaid; and the said road, when surveyed, laid out, cleared and opened as aforesaid, shall be deemed a public road, and shall be kept in repair as other public roads in said county are kept in repair.

And appoint an overseer, &c.

IV. AND BE IT ENACTED, That the said commissioners, (if the levy court, in their discretion, shall think proper to appoint any such,) shall be entitled to receive as a compensation the sum of two dollars for every day they shall attend for the discharge of the duties required of them by this act, and the said overseer or overseers shall receive the same compensation which the overseers of public roads respectively receive, which compensations shall be respectively levied, collected and paid, in the same manner that other county charges are levied, collected and paid.

Compensation to commissioners, &c.

V. AND BE IT ENACTED, That the said commissioners, when they lay out said road, may and they are hereby authorised to assess the damages sustained by the individuals over whose lands the said road may be laid out to run, and to return such assessment to the aforesaid levy court, to be levied, collected and paid, as other county charges are levied, collected and paid.

Commissioners to assess damages, &c.

C H A P. LXVII.

An additional supplement to an act, entitled, An act to appoint commissioners to examine, survey and lay out, the road therein mentioned.

Passed 7th of January, 1804.

WHEREAS it is represented to this general assembly, that the road contemplated to be laid out has been improperly located, and it being the desire of a number of the inhabitants of Baltimore county that a correct location of the same should be made;

Preamble.