

C H A P. XCII.

or a majority of them, are hereby authorised and empowered to review, lay out and open, a road, beginning on the public road leading from Bryan-town to Piscataway, at the mouth of a lane running betwixt Benjamin Watson's land, (now occupied by Joshua Montgomery,) and James Middleton's, and down the said lane as it now runneth betwixt James Montgomery and James Middleton, and thence through James Middleton's land to Ignatius Middleton's mill, as it did run until lately shut up by the said Ignatius Middleton, thence across the said Middleton's land to Jeremiah Dyer's land, thence through the said Dyer's land, as the road now runneth, and up the lane betwixt Matthew Moore's and Thomas Courtney Reeves's land, to the upper Zachia church; provided, that if the said commissioners shall deem it more convenient and advantageous to locate the said road otherwise than is herein designated, they shall have full power and authority to vary the courses of the same at their discretion; and also to lay out and open a road, beginning on the public road leading from Bean-town to Nottingham, at the mouth of a lane near Thomas C. Reeves's, and thence running, as the road now runs, through the said Reeves's land to the upper Zachia church, where it intersects the road above described, and thence on through Elizabeth Smith's land to Zachia swamp, thence across the said swamp through Ignatius Gardiner's, John Gardiner's and Alloisia Gardiner's lands, as the road now runneth, till it intersects the road at Caleb Thomas's gate, leading from Bryan-town to Magruder's warehouse and ferry; and to survey, mark and bound the said roads, not exceeding twenty feet in width, and to make a plot of said roads when so laid out, surveyed, marked and bounded, and return the same, under their hands and seals, to the clerk of Charles county, to be by him recorded among the land records of the county; and the levy court of said county, at any meeting after the said plot shall have been recorded, are hereby authorised and empowered to appoint an overseer or overseers to keep said roads in repair, as other public roads are kept in repair in said county; and the said levy court are hereby further authorised and empowered to levy and assess upon the assessable property of said county, at the time of laying the next county levy, a sum of money in their opinion sufficient to pay the expense of opening the said roads.

III. AND BE IT ENACTED, That the said commissioners, or a majority of them, shall ascertain and value the damages which any person or persons may sustain, through whose land the said roads may pass, by opening and clearing the same, and shall make and return to the levy court of Charles county a certificate of such valuation, the amount of which shall be levied by said court on the assessable property of said county, and paid to the person or persons entitled thereto.

Who shall ascertain the damages, &c.

IV. AND BE IT ENACTED, That the said commissioners shall be allowed the sum of two dollars each per day, as a compensation for their services.

Their allowance.

V. AND BE IT ENACTED, That the said roads shall not run through the house, yard, garden, orchard or meadow, of any person or persons, without the consent of such person or persons.

Not to run thro' any house, &c.

C H A P. XCIII.

An ACT for the relief of Samuel Thomas, James Colston, and Benjamin Benney, executor of Charles W. Benney, deceased, securities of Philemon Willis, late sheriff of Talbot county.

Passed 20th of January, 1808.

WHEREAS it is represented to this general assembly of Maryland, by the petition of Samuel Thomas, and others, securities of Philemon Willis, late sheriff of Talbot county, that from various causes set forth in said petition, the said sheriff was unable to collect the officers fees due to him within the time limited by law, and that considerable sums of money still remain due to the said sheriff, and also praying that a law may pass empowering the said securities to collect the same; therefore,

Preamble.

II. BE IT ENACTED, by the General Assembly of Maryland, That Samuel Thomas, James Colston, and Benjamin Benny, executor of Charles W. Benny, securities of Philemon Willis, late sheriff of Talbot county, or the survivors of them, be and they are hereby authorised and empowered to collect, on or before the first day of December, eighteen hundred and eight, all sums of money and balances owing to the said Philemon Willis, late sheriff of said county, for the year eighteen hundred and six, as they appear stated in the books of the said Philemon Willis, in manner following, to wit: That the aforesaid securities, or such person or persons as may be deputed by them, or the survivors of them, for the collection aforesaid, shall, at least thirty days before execution or distress of property for the arrearages aforesaid, deliver to the person charged, or leave at his or her last place of abode, an account, stating the amount of fees due to the state and the officers respectively, and the said securities, or survivors of them, or their agent, shall, if they be thereunto required,

S Thomas, &c. may collect, &c.