

1811.

CHAPTER 38.

Passed Dec. 27,
1811.

Commissioners
appointed to
lay off said road
at the expense
of contributors.

An act to lay out and make public a road in Baltimore county.

BE IT ENACTED by the General Assembly of Maryland, That Hezekiah Price, Peter Bond, Jacob Stansbury, John Daugherty and Joshua Gorsuch be, and they are hereby appointed commissioners, and they or a majority of them, are hereby authorised, at the expense of the petitioners or any person who may think proper to contribute thereto, to survey, lay off and make public a road fifty feet wide, beginning at the intersection of North and Bridge street, and running until it intersects Britain street; and the said road when so laid out, and a plot thereof made out and returned to the clerk of Baltimore county court, shall forever thereafter be deemed a public highway, and kept in repair as other public roads in said county are.

Commissioners
to ascertain
damages.

AND BE IT ENACTED, That the said commissioners, or a majority of them, shall ascertain and value what damages may be sustained by any person or persons through whose ground the said road shall pass, taking into consideration the advantages and disadvantages, if any; and the same, when so assessed, shall be paid or secured to be paid by the person or persons who may apply to have the said road laid out and made public as aforesaid, to the person or persons entitled to receive the same, before he or they shall proceed to condemn the said road.

Persons aggrieved to apply to a justice of the peace, he may issue a summons of a jury to assess damages, which shall be final.

AND BE IT ENACTED, That if any person or persons through whose ground the said road shall pass, or his, her or their guardian or trustee, shall conceive himself, herself or themselves aggrieved by such valuation and assessment of damages, it shall and may be lawful for any justice of the peace on his, her or their application, to issue his warrant under his hand and seal, directed to the sheriff of said county, commanding him to summon twelve disinterested men qualified by law to serve as jurors in the county court, to meet upon the premises on a certain day, of which six days notice at least shall be given to the party or parties interested; and the said jurors, when so met, and having each first taken an oath before some justice of the peace, that he will, without favour, affection, prejudice or partiality, assess the damages sustained by the person or persons at whose request such inquisition shall be taken, by reason of opening the said road through his, her or their land, shall thereupon proceed to assess