

1812.

through whose land the said road may pass: *Provided nevertheless*, That no money shall be levied or assessed for the purpose of discharging the damages aforesaid, until the said road is opened and cleared agreeably to the directions of this act.

4. AND BE IT ENACTED, That the said commissioners shall be entitled to receive a compensation for their attendance and services in discharge of the duties of this act, not exceeding two dollars per day, to be ascertained by the levy court, which is hereby directed to be levied, collected and paid as other county charges are levied, collected and paid: *And provided also*, That no person through whose land the said road shall pass, and who is a petitioner for the same, shall be entitled to any damages by this act.

Compensation of commissioners—to be levied on the county.

Proviso.

5. AND BE IT ENACTED, That the said commissioners, before they proceed to act, shall take an oath before some justice of the peace, that they will, without favor, partiality or prejudice, assess the damages sustained by the persons through whose land the said road may pass, by reason of opening the same.

Commissioners shall take an oath.

CHAPTER 48.

*An act making public a certain road in Harford county, and vacating the roads therein mentioned.*

Passed Dec. 7, 1812.

WHEREAS, Sundry inhabitants of Harford county, by their petition to this General Assembly, have prayed that the road leading from John Forwood's black-smith shop, to Mrs. Henrietta Wheeler's as now opened and in use, be made a public highway, and that the road leading from Peach Bottom road near the bridge on Deer Creek, to the aforesaid road leading from John Forwood's smith-shop, be vacated and closed up, as also the road leading from a ford on Deer Creek, below and near to Clement Green's mill, untill its intersection with the road leading from William Pyle's saw-mill, to and through the farm of Mrs. Henrietta Wheeler, be vacated and closed up, they being an expence to the county, and not of public utility; *Therefore*,

Preamble.

SEC. 1. BE IT ENACTED *by the General Assembly of Maryland*, That the road leading from John Forwood's black-smith-shop to Mrs. Henrietta Wheeler's as now opened and in use, shall forever hereafter be deemed a public highway, and that the same

How to be kept in repair.