

CHAPTER 176.

1812.

An act to lay out a road in Baltimore county.

SEC. 1. BE IT ENACTED by the General Assembly of Maryland, That Charles Jessop, Nathaniel Childs and Amos Ogden, Junr. be, and they are hereby appointed commissioners, and they or a majority of them are hereby authorised and empowered to survey and lay out at the expense of the petitioners, a road not exceeding thirty feet in width, commencing at a public road near Nicholas M. Bosley's gate, thence running for the middle of the road, on the division line between said Bosley and Morthland, until it intersects a tract of land called Gearn, the property of John C. Owings; thence east on the dividing line of said land, for the middle of the road, between the said Owing, Morthland, and Joseph Thornburgh, until it intersects the Baltimore and York turnpike road; and the said commissioners shall make a plot of the road as aforesaid directed to be laid out and opened, and return the same to the clerk of Baltimore county court, to be recorded among the records of said county; and the said road when so laid out and opened as aforesaid, and the valuation hereinafter directed to be made shall be paid or secured to be paid to the individuals concerned, and shall forever thereafter be deemed and taken to be a public road, and shall be kept in repair as other public roads in said county.

Passed Dec. 29, 1812.
Commissioners—at whose expense to be laid out—width and direction—plot.

2. AND BE IT ENACTED, That the commissioners, or a majority of them, shall ascertain and value, (if required,) what damages may be sustained by any person or persons over whose lands the said road may pass, by opening the same, taking into consideration the advantages and disadvantages, (if any;) and the valuation shall be made before the said commissioners shall proceed to open the said road: *Provided always*, That if any person or persons through whose land the said road may pass, or his, her or their guardian or trustee shall conceive themselves aggrieved by such valuation and assessment of damages by the said commissioners, it shall and may be lawful for any justice of the peace of said county, on application of the party interested, or his, her or their guardian or trustee, to issue his warrant, under his hand and seal, directed to any constable of the county, commanding him to summon twelve freeholders uninterested in the opening of the said road, to appear on a day by the said justice to be appointed,

Damages.

Proviso.