

1812.

Passed Jan.
1, 1813.
Preamble.

CHAPTER 185.

*An act for the relief of William Smith, and others
of the city of Baltimore.*

WHEREAS, It is represented to this General Assembly, by the petitions of the said William Smith, John Baptiste, Michael Whelan, (guardian for J. Jones' orphan children,) John H. Thompson and John Guiray, that by an act of Assembly passed at November session eighteen hundred and nine, a part of their ground binding upon the west side of Argyle-alley, as located and established by the commissioners under the act of November session seventeen hundred and eighty four, and contained within the following streets and alleys, that is to say, Market street on the west, Wilk-street on the north, Argyle-alley on the east, and Fleet-street on the south, has been condemned and appropriated to public use as a public alley by the name of Argyle-alley, and that the said petitioners have not been paid or in any degree compensated for said property: *And whereas*, It is but just and reasonable, that whenever private property is taken for public use, the individual, whose property is so taken, should be fully reimbursed any loss or injury he may thereby sustain: *Therefore*,

Commissioners—their duty.

SEC. 1. BE IT ENACTED by the General Assembly of Maryland, That James Cary, James Biays, Job Smith, Esqr. (of Fell's Point,) Samuel Sterrett, Samuel Williams, David Williamson, Robert Walsh, John Stricker, William Matthews, Robert Stuart and Thomas Kell be, and they are hereby appointed commissioners for the purposes herein mentioned; and they shall determine whether Argyle-alley, from Fleet-street to Wilk-street, as a division between the proprietors of lots on the east, and those on the west side of said alley, ought to be mid-way between market and Ann-streets, or where it has been laid out in pursuance of an act passed at November session eighteen hundred and nine. And if said commissioners, (two thirds of whom agreeing thereto,) shall decide that Argyle alley, as the true division between the lots aforesaid, ought to be mid-way between Market and Ann-streets, then said commissioners shall proceed to determine by a majority of votes, the damages sustained by each proprietor of the lots on the west side of Argyle-alley, by reason of said alley being placed as