

at the time of such election or general or special meeting of the said company shall have been fully paid and discharged as aforesaid. DEC. SESS. 1815.

10. AND BE IT ENACTED, That it may be lawful for the said president and managers, superintendants, surveyors, engineers, artists or chain bearers, to enter into and upon all, and every the lands, tenements and inclosures, in, through, and over which the said road may be thought proper to pass, and examine the ground the most proper for the purpose, and quarrys of stone, gravel, and other materials in said vicinity, that will be necessary in making and constructing said turnpike road, and also to survey, lay down, ascertain, mark and fix, such rout or tract for the same road as in the best of their skill and judgment will combine shortness of distance with the most practicable ground where the contemplated road aforesaid shall pass. May enter hands--survey &c.

11. AND BE IT ENACTED, That it shall be lawful for the president and managers by and with their superintendants and engineers, artists, workmen and labourers, with their tools, instruments, carts, wagons, wains and carriages, and beasts of draught or burthen, to enter upon the lands in and over, and contiguous to, and near which the said rout and tract of the said intended road may pass, first giving notice of their intention to the owner, owners, or occupiers thereof, and doing as little damage as possible, and repairing any breaches they may make in inclosures thereof, and making amends for any damages that may be done to any improvements, upon reasonable agreement, if they can agree, or if they cannot agree, then upon the appraisement on oath, of three disinterested freeholders, or any two of them agreeing, to be mutually chosen by the parties, or if the owner or owners shall refuse or neglect to enter into such choise, or shall be an infant, *non compos*, or out of the state, then by application to a disinterested justice of the peace of the county where such appraisement shall be made, who shall forthwith issue his warrant to three persons, qualified as aforesaid, who shall immediately thereafter appraise and value all such materials and damage to inclosures in removing the same, and shall make out a certificate, under the hands and seals of them, or any two of them, and return it to the magistrate who issued such warrant, whose duty it shall be to enter the same on his docket, there to remain as evidence of the debt, so appraised and assessed, and upon payment of such appraised value, or being ready to pay the same, to dig, take, and carry away, any stone, earth, gravel, clay, or other materials there being most conveniently situated for making or repairing said road. Materials &c. appraisement.

12. AND BE IT ENACTED, That the said managers and company shall have power to erect permanent bridges over all creeks, as well as all the waters crossed by said rout or tract, whereon the same shall be found necessary; and cause a road to be laid out not more than sixty feet in width, beginning near the city of Baltimore as aforesaid, and proceeding in the route aforesaid, and cause twenty two feet in width to be made an artificial road, which shall be bedded with wood, stone, gravel, clay, or other proper and convenient materials, well compacted together, a sufficient depth to secure a solid foundation for the same; and said artificial road shall be faced with gravel or stone. Bridges—width of road—bedding.