

Dec. Ses. 1821.

down to said landing, in such manner as they, or a majority of them may think most conducive to the public benefit; and the said commissioners or a majority of them, are hereby required to return a plot of said landing place and road to the clerk of Somerset county, there to be recorded, together with an estimate of the damages sustained by any person or persons whose land may be taken, laid out and appropriated as aforesaid.

Levy.

2. AND BE IT ENACTED, That if the said commissioners, or a majority of them, shall be of opinion that the public convenience does require that a landing should be established at or near the aforementioned place, and a road located and opened as aforesaid, they shall report the same in writing to the levy court of Somerset county; and if the levy court or a majority of them shall approve of such opinion, the said court is hereby empowered and directed to assess and levy the amount of such damages as shall be ascertained by the commissioners aforesaid; which sum of money shall be levied, collected and paid over, as other county charges are levied collected and paid over:

Compensation.

3. AND BE IT ENACTED, That if the commissioners aforesaid or a majority of them, shall be of opinion that the public convenience does not require that a landing place should be established at the aforementioned place, and a road located and opened, they shall report such opinion in writing to the levy court aforesaid; and each of the commissioners hereby appointed, shall have an allowance of two dollars for each and every day's attendance in discharge of the duties herein required, to be levied, collected and paid over as other county charges are levied, collected and paid over.

Persons aggrieved.

4. AND BE IT ENACTED, That if any person through whose land said road may pass, or whose land may be condemned for the landing aforesaid, shall conceive themselves aggrieved either by the assessment of damages or by the location and condemnation as aforesaid, it shall and may be lawful for such person or persons to pray an appeal from the decision of said commissioners or the said levy court, to the judges of Somerset county court, who are hereby authorised and empowered to empanel a jury, and by a feigned issue or issues, to be framed for that purpose, try any fact or facts that may be thus put in issue, and finally to decide on such appeal as to them shall seem just and equitable.

CHAPTER 44.

Passed Jan 12,
1822.

A supplement to an act entitled, "An act for the distribution of a certain fund for the purpose of establishing free schools in the several counties therein mentioned."

Preamble.

WHEREAS, By an act entitled, An act to incorporate a company to make a turnpike road leading to Cumberland, and for the extension of the charters of the several banks in the city of Baltimore, and for other purposes, and its supplements, a fund has been pledged for the establishment of free schools throughout the state; *And whereas,* The said act and its several supplements, have directed that the said fund shall be equally divided among the several counties of this state,

Orphans' court substituted.

SEC. 1. BE IT ENACTED *By the General Assembly of Maryland,* That the Orphans' Court of Cecil County, be, and they are hereby substituted and appointed, in place of the commissioners of the