

Dec. Ses. 1823
 Proviso.

poses as he would do, if at the time of such purchase he had been a naturalised citizen; *Provided always*, that nothing in this act contained, shall in any manner defeat or affect any right, title or claim to any such property, or any part thereof, acquired or prosecuted by any person or persons whatsoever before the passage of this act, *and provided also*, that the said Joseph Smith shall within twelve months after his being able to become a citizen, naturalise himself agreeably to the laws of United States; but if the said Joseph Smith should die before the period herein allowed for his being naturalised, the real property which he may have purchased, shall nevertheless pass to his legal representatives in the same manner as if he had been naturalised.

CHAPTER 42.

Passed Jan. 6, 1824.
 Preamble. An act authorising the commissioners to lay out a road in Montgomery and Anne Arundel counties.

WHEREAS, it is represented to this general assembly, by the petition of sundry respectable inhabitants in Montgomery county, that a law was passed in eighteen hundred and nine, and a supplement thereto in eighteen hundred and ten, authorising a company for the purpose of making a turnpike road from the District of Columbia to intersect at Ellicott's mills, the turnpike road leading from Baltimore to Frederick Town, and for the want of sufficient funds, the company have never had it in their power to commence the opening of the said road.

Commission-
 to survey, &c.

SEC. 1. *Be it enacted by the General Assembly of Maryland*, That John W Lansdale, Samuel Perry, Josiah Jones, Barton Soper and Thomas Waters, in Montgomery county, and Nicholas Worthington, (of Thomas,) George Howard, (of Brice,) George Cook, Nehemiah Moxley and Thomas Worthington (of John,) in Anne Arundel county, 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, or any person or persons who may think proper to contribute thereto, a road thirty feet in width, in the best and straightest direction the nature of the ground will admit of, beginning at Barns' tavern, on the road leading from Brookville, in Montgomery county, to Bladensburg, and running thence over the paint branch, immediately at Lansdale's mill, and thence in a direct line to John Grant's tavern, and from thence immediately across the Patuxent river, about two hundred yards above Crow's mill to the cross roads, known by the name of John Warfield's, and from thence by Oakland Mills, the property of Charles Sterrett Ridgely, to intersect the main road leading from Ellicott's mills to Potter's tavern at the corner of Richard Ridgely's plantation; and the said commissioners, or a majority of them, shall make out a plot of said road, and return the same to the clerks of their respective county courts, to be recorded amongst the records of said counties; and the said road, when opened and recorded as aforesaid, and the valuation herein after directed to be made, shall have taken place, and the damages paid or secured to be paid to the person or persons entitled to receive the same, shall forever thereafter be deemed a public highway, and kept in repair as other public roads in said counties.

Damages,

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 persons over whose lands the said road may pass