

puxent, reports the following amendment, to wit: After the word "whatsoever" in the thirteenth line from the beginning, strike out to the end of the bill, and insert the words following: "And be it enacted, in case the said justices shall think proper to grant the prayer of any petitioner or petitioners for the extension of the said road, that then and in such case the said justices shall order a commission to issue to five discreet persons, not interested in any lands which may be affected by the extension of the said road, nor related to any proprietor of such lands, or the petitioner or petitioners for said road, empowering them, or any three of them, to survey, lay out and open, at the expence of such petitioner or petitioners, a road not exceeding thirty-three feet wide, in such direction as the situation of the ground will admit, and best answer the purposes of this act, from the bridge erected on a branch of Herring Creek, until it intersects the public road that leads to the north end of Synepuxent; and the said road, when so surveyed, laid out and opened, and the valuation herein after directed to be made shall have taken place, shall be recorded in Worcester county court, and when finished and received by the court, shall be deemed and taken to be a public road for ever thereafter, and kept up, amended and repaired, as all other public roads in the said county.

"And be it enacted, That the said commissioners shall ascertain and value what damages may be sustained by any person or persons through whose lands the said road shall pass, and the same, when so assessed, shall be paid, or secured to be paid, by the said petitioner or petitioners, before the said commissioners shall proceed to open the said road; provided always, that if any person or persons, through whose lands the said road shall 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, upon the application of the person or persons aggrieved, to issue his warrant to the sheriff of the county, commanding him to summon twelve freeholders of the county, not interested in the premises, and qualified to serve as jurors in the county court, to appear, on a day by the said justice to be appointed, on the premises; and the said sheriff is hereby authorized to administer an oath to every person so summoned, that he will, without favour, affection, prejudice or partiality, assess the damages sustained by the person or persons at whose request such inquisition shall be taken, by reason of opening the aforesaid road through his, her or their land; and the persons so summoned and sworn shall thereupon proceed to assess and value the damages accordingly, of which the said petitioners, or some one of them, shall have at least five days previous notice, and such inquisition shall be final and conclusive between the parties.

"And be it enacted, That the said commissioners shall not lay out or open the said road through the buildings, gardens, meadows or orchards, of any person or persons, without his, her or their consent."

Which said amendment was read the first and second time by especial order and agreed to, and the said bill was then read the second time and will pass with the said amendment.

James M^cHenry, Esquire, from the committee, brings in and delivers to the president a bill, entitled, An act to establish a bank, and incorporate the subscribers thereto; which was read the first time and ordered to lie on the table.

The senate adjourns until to-morrow morning 10 o'clock.

T H U R S D A Y, December 4, 1794.

THE senate met. Present the same members as on yesterday. The proceedings of yesterday were read.

The bill, entitled, An act to extend the public road leading from Herring Creek, in Worcester county, to the north end of Synepuxent, with its amendments, was sent to the house of delegates by the clerk.

The clerk of the house of delegates delivers to the clerk of the senate a bill, entitled, An act to authorize and empower the associate justices of Caroline county court to call a court before the time to which the same stands adjourned, thus endorsed; "By the house of delegates, December 4, 1794: Read the first and second time by especial order and will pass.

"By order, W. HARWOOD, clk."

Which said bill was read the first and second time by especial order and will pass with the proposed amendments

Amendments proposed. In the sixth line from the beginning of the bill, strike out the word "have" and insert "hath." In the last line of the said bill strike out the word "thing" and insert "law."

Which said bill, with its amendments, was sent to the house of delegates by the clerk.

The clerk of the house of delegates delivers to the clerk of the senate the following bills, to wit: A bill, entitled, An act concerning the jurisdiction of the general court, thus endorsed; "By the house of delegates, November 18, 1794: Read the first time and ordered to lie on the table.

"By order, W. HARWOOD, clk."

"By the house of delegates, December 3, 1794: Read the second time and will pass.

"By order, W. HARWOOD, clk."

And a bill, entitled, An act directing all certificates of surveys made on the eastern shore to be returned and recorded in the land-office of the said shore, and for other purposes, thus endorsed; "By the house of delegates, November 27, 1794: Read the first time and ordered to lie on the table.

"By order, W. HARWOOD, clk."

"By the house of delegates, December 4, 1794: Read the second time and will pass.

"By order, W. HARWOOD, clk."

Which said bills were severally read the first time and ordered to lie on the table.

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