

LAWS

MADE AND PASSED

BY THE

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1826-27

GENERAL ASSEMBLY

OF THE

STATE OF MARYLAND,

AT A SESSION BEGUN AND HELD AT THE CITY OF ANNAPOLIS, ON THE
LAST MONDAY OF DECEMBER, EIGHTEEN HUNDRED AND
TWENTY-SIX.

PUBLISHED BY AUTHORITY.

ANNAPOLIS:

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1827.

CHAP. 147.

CHAP. CXLVII.

An Act Supplementary to an act incorporating a Company to introduce a copious supply of Water into the Town of Emmittsburg, in Frederick County.

Provisions of former law to be carried into effect

1. *Be it enacted by the General Assembly of Maryland,* That Lewis Motter, Isaac Baugher and Jacob Troxell, or a majority of them, be and they are hereby appointed commissioners to carry into effect the provisions of the law passed December session eighteen hundred and twenty-two, to which this is a supplement.

Capital stock

2. *And be it enacted,* That the capital stock of said company shall not be less than three thousand five hundred dollars, nor exceed six thousand dollars, to be divided into shares of ten dollars each, to be subscribed for in the same manner, and upon the like terms, as is provided for in said original act, to which this is a supplement.

Payments

3. *And be it enacted,* That it shall and may be lawful for the president and directors, to be elected agreeably to the provisions of the said act, to call and demand from the subscribers respectively, all sums of money by them subscribed, in instalments not exceeding two dollars on each share, to be paid by such subscribers under the pain of forfeiture of the shares by them subscribed, and of all previous payments thereon, to the said president, directors and company; *Provided,* that no such demand shall be made without at least two weeks previous notice, to be published in some newspaper printed in Frederick town; *And provided also,* that no more than one such payment shall be called for or required within any period less than thirty days.

Forfeiture of stock may be waived

4. *And be it enacted,* That the said president and directors may, in their discretion, waive the forfeiture of stock provided for in the third section of this act, and may proceed to recover from the subscribers aforesaid the amount of their said subscriptions, in instalments as aforesaid, by warrant, as is provided by law for the recovery of small debts.

Water necessary to be conveyed in to town

5. *And be it enacted,* That the president and directors of the company created by this act are hereby vested with full right and authority, to use and introduce into the town of Emmittsburg, any body of water that may be necessary for a full supply of said town, and the same to convey in such manner and direction as they may deem most suitable and proper; *Provided always,* that if compensation be required by any person whose rights may be affected for injury done them by the use and conveyance of water as aforesaid, application may be made to Frederick county court, whose duty it shall be to direct the sheriff of said county to summon five respectable men of his bailiwick, to view and value the injury, if any, that may have been done to the rights of the persons affected as aforesaid, from whose decision either party may appeal to the county court, which shall give judgment according to the equity and right of the matter.

Penalty for injuring works

6. *And be it enacted,* That any person or persons designedly or negligently injuring the works of said company, or any part thereof, or obstructing the passage of their water, shall fo-

every offence forfeit and pay a fine not exceeding twenty dollars, to be recovered by said president and directors, on warrant and execution, by and before any justice of the peace for the county of Frederick. CHAP. 117.

CHAP. CXLVIII.

An Act to change the Road and Divisional Line between Queen-Anne's and Caroline Counties. Passed Mar 5, 1827

1. *Be it enacted by the General Assembly of Maryland,* That William Temple, Kimmell Godwin and James M^cDonough, be and they are hereby appointed commissioners, and they, or a majority of them, are hereby authorised to alter, change, and put in good order, all that part of the public road and divisional line between Queen-Anne's and Caroline counties, from the village of Bullock-Town to the Delaware line, in such manner as they, or a majority of them, shall be of opinion will be most conducive to the public interest; and it shall be the duty of the said commissioners, or a majority of them, to cause so much of the old road and divisional line aforesaid, as may be necessary, to be laid down by a surveyor, and also such alteration as they, or a majority of them, may make in said land, shewing in what manner the alteration is made, and to return a plat thereof, with the surveyor's certificate thereon, to the levy court of Queen-Anne's and Caroline counties, and if the levy courts aforesaid shall approve of the alteration made and certified as aforesaid, the same shall be recorded by the clerks of the respective county courts of Queen-Anne's and Caroline, and thenceforward the said new road shall be held and considered as a part of the public road and divisional line between Queen-Anne's and Caroline counties, and shall be kept in repair in the same manner as the public road and divisional line has been and is now kept in repair. Road may be changed

2. *And be it enacted,* That the levy courts of Queen-Anne's and Caroline counties, after they shall have ratified the proceedings of the commissioners aforesaid, shall levy on the assessable property of their respective counties, the sum of thirty dollars each, for the purpose of carrying into effect the first section of this act. Levy authorised

CHAP. CXLIX.

An Act for Draining the Right Prong of a Branch in Queen Anne's County, known by the name of The Andover Branch. Passed Mar 5, 1827

WHEREAS it is represented to this general assembly, by the petition of sundry inhabitants of Queen Anne's county, that they are possessed of part of a valuable branch in said county called Andover Branch, which they are desirous to drain, as well on account of insuring the better health of those living on said branch, as also of rendering said branch arable; and as it is believed that this desirable object cannot be well accomplished without the aid of the legislature, by passing an act to secure the joint exertions of all the proprietors of said branch: Therefore, Preamble

1. *Be it enacted by the General Assembly of Maryland,* That it shall and may be lawful for the proprietors of the lands lying on the right prong of a branch called The Andover Branch, Proprietors to meet and appoint directors