

be pulled down, prostrated, and abated as such. And, that no Person or ^{C H A P. V.} Persons whatsoever, shall hereafter put, place, or erect, any such Fish-Dam, or place or make any Heap of Stones, or other Erection whatsoever, within the said Parts of either of the said Rivers, under the Penalty of Fifteen Pounds Current Money, for every such Offence, to be recovered in any Court of Record within this Province, with Costs, by Action of Debt, Bill of Indictment, or Information, wherein but one Impar lance shall be allowed; one Half to the Informer, or him or them that will sue or prosecute to Effect, for the same, and the other Half thereof to be paid to the Sheriff of *Frederick* County, to be by him accounted for, and paid to the Justices of said County, and by them applied towards clearing or improving the Navigation of the said Rivers.

^{C H A P. V.}
No more to be erected under a Penalty.

III. And be it further Enacted, That if any Person or Persons, shall obstruct or hinder any other Person or Persons, in, or from pulling down, prostrating, or abating any such Nuisance as aforesaid, or shall assault or wound any Person, for pulling down, prostrating, or abating any such Nuisance as aforesaid, or for attempting so to do, every such Person, for every such Offence, besides being subject to the Action of the injured Party for Damage, shall forfeit the Sum of Twenty Pounds Current Money; to be recovered with Costs, and applied as aforesaid.

Persons obstructing the pulling down such Nuisance, to forfeit 20^l. &c.

IV. And be it further Enacted, That in any Action or Suit for Recovery of any of the said Penalties, and also in any Action for an Assault, beating, or wounding, for pulling down, prostrating, or abating such Nuisance, as aforesaid, or for attempting so to do, on an Affidavit, or other Proof, satisfactory to the Court, where such Suit or Action is depending of, there being Cause for bringing the same, the Defendant shall and may be compelled to give good and sufficient Special Bail.

On Suit brought for said Penalties, &c. Bail to be given.

V. And be it also Enacted, That this Act shall be deemed a Public Act, and the same shall, and may be given in Evidence, in Justification of, or for any Matter or Thing done by virtue thereof, on the General Issue, without specially pleading the same.

Deem'd a Public Act.

VI. Provided always, That this Act, or any Thing therein contained, shall not hinder, or be construed to hinder, or prevent the erecting, or causing to be erected, any Bridge or Bridges over the said River *Monocofy*, with convenient Arches, for admitting of Boats and other Vessels of Burthen, passing through the same, with the least Obstruction that may be.

Proviso.

C H A P. VI.

An ACT appointing new Visitors for the Public School in *Frederick* County, and for other Purposes therein mentioned.

WHEREAS the Gentlemen named as Visitors for *Frederick* County School, by the Act, entitled, *An Act for erecting a Public School in Frederick County*, live so remote and distant from each other, that it has been found inconvenient for them to attend and execute the Duties of their Office: And, whereas also, by the abovementioned Act, it is directed, That there shall be one Acre of Land purchased in *Frederick-Town*, in order to the building and erecting a County School, which it is apprehended will be attended with too much Expence;

Preamble.

II. Be it therefore Enacted, by the Right Honourable the Lord Proprietary, by and with the Advice and Consent of his Lordship's Governor, and the Upper and Lower Houses of Assembly, and the Authority of the same, That in order to the erecting and building a House, and other Conveniencies, for a County School,

Half an Acre of Land to be purchased by the Visitors, for erecting a County School.