

C H A P.
III.
General issue
pleadable.

III. AND BE IT ENACTED, That if any person shall be sued or impleaded for killing or selling any such swine as aforesaid, the defendant may plead the general issue, and give this act and the special matter in evidence, and if the plaintiff shall be nonsuit, or discontinue his suit, he shall pay costs, and such damages to the defendant as the court shall adjudge.

C H A P. IV.

Passed 31st of
Dec. 1801.

An ACT to enable the Zion church congregations to finish and complete their house of public worship in Baltimore county.

Preamble.

WHEREAS it is represented to this general assembly, by the petition of a number of the inhabitants of Baltimore county, that the lutheran and presbyterian societies have been incorporated in said county, by an act of assembly passed at November session, eighteen hundred, and having heretofore undertaken to build a house of public worship sufficiently large to accommodate both societies, and to be applied for the purposes of a school, and the subscriptions heretofore obtained for the finishing said building having proved considerably insufficient, that large debts have been already incurred by said congregations, and that from the straitened circumstances of the members thereof, they are totally incapacitated from finishing said building without the aid of funds to be obtained otherwise than from the said societies, and praying for an act to pass to authorise, in this particular case, a lottery for providing funds for the purpose aforesaid; and the same being considered reasonable, therefore,

A scheme may
be proposed.

II. BE IT ENACTED, by the General Assembly of Maryland, That George Kerlinger, George Eapaugh, Adam Showers and Adam Burns, or a majority of them, be and they are hereby authorised to propose a scheme of a lottery for raising such sum of money as they, or a majority of them, shall consider sufficient to complete and finish said building, not exceeding two thousand five hundred dollars, and to sell and dispose of the tickets therein.

G. Kerlinger,
&c. to give
bond, &c.

III. AND BE IT ENACTED, That the said George Kerlinger, George Eapaugh, Adam Showers and Adam Burns, before they proceed to the sale of any ticket or tickets in said lottery, shall give and execute a bond to the state of Maryland, in the penalty of five thousand dollars, conditioned that they will well and truly apply the monies arising therefrom, within six months after the drawing thereof, to the payment of the prizes drawn therein to the adventurers to whom they shall be due, and the necessary expences incurred in the management thereof, and the residue to the finishing of said building.

To be lodged
in the clerk's
office, &c.

IV. AND BE IT ENACTED, That the said bond shall be lodged in the clerk's office of Baltimore county, to be there recorded, and upon such bond, or an office copy thereof, suit or suits may be instituted for any breach or non-compliance with the condition thereof.

C H A P. V.

Passed 31st of
Dec. 1801.

An ACT to open a road from John and Isaac Hearn's mill, in Worcester county, to intersect the main road leading from Salisbury to Blackfoot.

Preamble.

WHEREAS it is represented to this general assembly, by the petition of a number of the inhabitants of Worcester county, that it would be of great advantage to themselves, and the public in general, to have a road laid out from John and Isaac Hearn's mill, to intersect the main road leading from Salisbury to Blackfoot; therefore,

Commissioners
appointed,
&c.

II. BE IT ENACTED, by the General Assembly of Maryland, That Boaz Walston, George Parker, John Bounds, William Dayly and John Dashiell, of Jesse, be and they are hereby appointed commissioners, or any three or more of them are hereby authorised to lay out and open as aforesaid, at the expence of the subscribers to the said road, a waggon road, in the most convenient direction, not exceeding thirty feet wide, from or near John and Isaac Hearn's mill, in Worcester county, to intersect the main road leading from Salisbury to Blackfoot; and the road, when so laid out and completed at the expence of the said subscribers, and after the valuations herein after directed to be made, or the damages to be assessed, shall be paid or secured to the individuals concerned, shall be recorded among the records of Worcester county court, and be thereafter deemed and taken to be a public road for ever, and shall be kept in repair in the same manner as other public roads in said county.

III. AND