

this is a supplement, either in part, or in whole, of any creek, river or bay, or do now consist in part, or in whole, of such enclosures, the same shall be and hereby is exempted from the operation of the provisions of the said original act, so far as the said creeks, rivers or bays, have been taken and considered as a part of said enclosure, but no further; and in all other cases the entire provisions of said original act, shall be taken and held to be in full force and effect, with the exception here made, as to the creeks, rivers and bays in Dorchester and Caroline counties.

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FISH.

See 1800, ch. 21, ante page 428.

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GATES.

AN ACT relating to Gates on the public roads in Caroline County.—1823, ch. 106.

WHEREAS, it is represented to this general assembly by the petition of sundry inhabitants of Caroline county, that the necessities of many of the citizens thereof compel them to keep gates on the public roads, and that the owners of such gates have but a very precarious dependence on them as enclosures to their fields for want of some legal authority to keep up such gates, and pray for some legislative aid; and the prayer of said petitioners appearing reasonable on suitable conditions; therefore,

Preamble.

SEC. 1. *Be it enacted, by the General Assembly of Maryland,* That from and after the passage of this act, it shall and may be lawful for any of the citizens of Caroline county to keep on the public roads in said county all such gates as are now erected on the public roads, for their own private use and convenience, upon the express conditions following; all and every owner or owners of a gate or gates kept on the public roads, shall have his, her or their gate or gates hung on good and sufficient iron hinges, and shall keep the same and that part of the said road which they occupy in good order and repair, so as to impede as little as possible persons travelling with carriages of pleasure or burthen.

Conditional privilege.

SEC. 2. *And be it enacted,* That if any person or persons after the passage of this act, shall cut down, destroy, wilfully leave fixed open, or remove any of the said gates, they shall, upon conviction thereof before a magistrate, forfeit and pay to the owner of such gate a sum not less than one, nor exceeding ten dollars for every such offence, to be recovered as small debts are out of court.

Gates protected.

SEC. 3. *And be it enacted,* That on all gates authorized by this act to be kept on the public roads, the owner or owners

Tax.