

CHAP. 215.

CHAP. CCXV.

Passed Feb 3 1817
* Nov 1812, ch. 57
Preamble.

A Supplement to the act, entitled, An act to prevent Trespasses in Allegany County. Lib. TH. No. 5, fol. 368.*

WHEREAS it hath been represented to this general assembly, that divers persons, not citizens of this state, are in the habit of bringing large numbers of horses, cattle and hogs, in the upper part of Allegany county, and there leaving them to graze and run at large during the summer season, to the great injury of the citizens; and it being the duty of the state to protect its citizens, therefore,

Horses, &c. driven into county, and permitted to run at large, to be considered as trespassing

1. **BE IT ENACTED**, by the *General Assembly of Maryland*, That from and after the first day of March next, if any person not a citizen of this state, shall drive, or cause to be driven, any horses, black cattle or hogs, into Allegany county, contrary to the provisions of the act to which this is a supplement, and suffer them to remain and run at large, and such horses, black cattle or hogs, shall be found trespassing on the land of any person or persons, it shall be the duty of any justice of the peace for said county, on application of the person or persons so aggrieved, on his, her or their, (as the case may be.) making oath, that the trespass so complained of was committed, to issue his warrant to the constable of the hundred in which such trespass was committed, directing him to sell the said trespassing horses, black cattle or hogs, at public sale, to the highest bidder, after giving at least ten days public notice of such sale, by advertisement set up at the most public places in said hundred, and the money arising from such sale to be applied as follows, to wit: one dollar for each horse, bull, cow, steer, heifer or hog, so sold, to be paid to the justices of the levy court, to be applied to repairing the public roads in said county, the constable retaining for his fee twenty-five cents for each head of horses, black cattle or hogs, so sold, and shall pay the justice who issued the warrant twelve and a half cents, and the balance to be paid by the constable to the owner, when demanded, or it may be lawful for the owner to redeem the said horses, black cattle or hogs, from the constable, at any time after such notice being given of his intention to sell as above mentioned, by paying to the constable the fines, as is directed by this act.

Penalty on residents keeping them for other persons and permitting them to run at large.

2. **AND BE IT ENACTED**, That if any citizen of Allegany county shall keep, or cause to be kept, or herd, or cause to be herded, any horses, black cattle or hogs, for any person not residing in this state, and suffer the same to run at large in said county, he shall forfeit and pay twenty-five cents a head per week for each horse, bull, cow, steer, heifer or hog, so running at large, to be recovered before a justice of the peace as small debts are recovered out of court, and to go to the use of the informer, with costs of suit as in other cases.

Transfers in certain cases, to be null and void.

3. **AND BE IT ENACTED**, That any transfer, except a *bona fide* sale of any horses, black cattle or hogs, by persons not residing in this state, to any citizen of Allegany county, with a view to avoid the provisions of this act, shall be null and void.

CHAP. CCXVI.

Passed Feb 3, 1817

An Act relating to the extension of Bisquith-Street in the Precincts of Baltimore. Lib. TH. No. 5, fol. 369.

New commissioners appointed.

1. **BE IT ENACTED**, by the *General Assembly of Maryland*, That the commissioners named in the act passed at the last session of the