

CHAP. 39. swine, in order to ascertain the owner or owners thereof; and in case the owner or owners of such swine shall not make claim to such swine within the space of seven days thereafter, and pay him the sum of two dollars, if an inhabitant, or the sum of one dollar, if not an inhabitant, as the case may be, then the said patroller shall also dispose of the same at public sale to the highest bidder, and the money arising from the sale thereof shall be paid over as aforesaid, except the sum aforesaid.

Penalty on patroller for neglect of duty.

3. **AND BE IT ENACTED,** That if the patroller of said town shall neglect or refuse to execute any of the duties imposed on him by this act, he shall forfeit and pay to the overseer of the streets aforesaid the sum of five dollars for each and every omission of his said duty, to be recovered by the said overseer before any justice of the peace for Somerset county as other small debts are recovered, and in case of such neglect or refusal by the said patroller to do the duties imposed on him by this act, then it shall be the duty of the constable of said town to execute such duties in the same manner as the said patroller is authorised to do, and shall be allowed the same compensation for his trouble, and shall forfeit the same penalty in case of neglect or refusal to act, to be paid and recovered as before directed by this act.

When swine are sold six cents may be retained for each day he may keep them thereafter.

4. **AND BE IT ENACTED,** That it shall and may be lawful for the said patroller or constable, as the case may be, when any of the swine or hogs so taken up and confined shall be sold, or redeemed by the owner, to receive and retain the further sum of six cents for each and every day he shall keep the said swine or hogs, to be paid out of the proceeds of any monies which may be produced by said sale, or to be paid by the owner as aforesaid.

Monies to be applied towards repairing streets.

5. **AND BE IT ENACTED,** That all monies paid over and received by the overseer of the streets aforesaid, shall be applied by him towards repairing and keeping in order the streets of said town.

CHAP. XL.

Passed Jan. 8, 1803 *An Act to authorise and empower Judith C. Moale and Thomas Moale, of the City of Baltimore, to lease and demise the Real Estate of Richard Halton Moale, deceased, for the purposes therein mentioned.* Lib. JG. No. 4, fol. 245. A Private Act.

A Supplement, ch. 74.

CHAP. XLI.

Passed Jan. 8, 1803
* 1801, ch. 20. *A Supplement to the act,* entitled, An act to lay out a Road from Aquila Tarman's Tavern to Thomas Cockey's Mill, and from the said Mill to the Road called The Deer Park Road.* Lib. JG. No. 4, fol. 247.

Preamble.

WHEREAS Samuel Wheeler, of Baltimore county, by his petition to this general assembly hath set forth, that the damages assessed by the commissioners named in the act to which this is a supplement, are not sufficient to indemnify him for the injury sustained by the location of the road mentioned in the said original act through his land, and praying that a jury may be summoned to ascertain the said damages upon oath; and the prayer of the said petition being reasonable; therefore,

Jury to ascertain damages sustained by S. Wheeler.

2. **BE IT ENACTED,** by the General Assembly of Maryland, That any justice of the peace in and for Baltimore county be and he is