

impounding shall give notice thereof, within six hours, to the clerk of the market, who shall view and examine said swine, goats or geese, and advertise the same at the market-house, and at some two public houses in the said town, describing their numbers, colour and marks, both natural and artificial, and shall cry, or have them cried, at the market-house, at market-hours, and if the owner or owners shall appear in twenty-four hours after such crying, and pay the sum of fifty cents for each hog or goat, and twelve and one half cents for each goose, they shall be released, but if the owner shall not pay the sum or sums aforesaid, it shall be lawful for the clerk of the market, and he is hereby directed and required, to advertise said swine, goats or geese, to be sold at public sale, and the person impounding shall keep them thus impounded for not less than five days; and unless the owner or owners shall appear within five days, and pay the sum of two dollars for each hog or goat, and twenty-five cents for each goose, they shall be sold at public vendue by the clerk of said market, and the money arising from said sale, after paying every expense, shall be paid over to the commissioners of said town, for the use of said town.

2. AND BE IT ENACTED, That if any swine, goats or geese, after being released as aforesaid, shall be a second time found going at large in the said town, within half a mile of the market-house, or shall be found trespassing within any enclosure within one mile from the said market-house, it shall and may be lawful for the person or persons who had before impounded such swine, goats or geese, or other person or persons in their behalf, to shoot, or otherwise kill and destroy, such swine, goats or geese, so found going at large or trespassing as aforesaid; and if any person or persons shall be sued or impleaded for any thing done by virtue of this act, the defendant may plead the general issue, and give this act and the special matter in evidence.

3. AND BE IT FURTHER ENACTED, That the fourth section of an act passed at November session, seventeen hundred and ninety-three, * entitled, An additional supplement to an act, entitled, An act to remove the market-house at the Head of Elk; and establish the same, and for the advancement and regulation of the said town, shall be and the same is hereby repealed.

In certain cases they may be killed.
ed.

Section repealed.

* Ch. 42.

CHAP. LXXX.

A Supplement to the act, † entitled, An act to repeal an act, ‡ entitled, An act to lay out several Turnpike Roads in Baltimore County, and the several supplements thereto, and for other purposes. Lib. JG: No. 4, fol. 287.

Passed Jan. 8 1803.
† 1801, ch. 77.
‡ April 1787, ch. 23

WHEREAS it is represented to this general assembly, that all that part of the Reister's-town turnpike road in Baltimore county, which lies between Samuel Owing's mills and Reister's-town, and which at certain seasons of the year was heretofore impassable, has, in the course of last summer, been so repaired that it can be travelled with safety; therefore,

Preamble.

2. BE IT ENACTED, by the General Assembly of Maryland, That the justices of the levy court of the county aforesaid shall be and are hereby authorised and required, to direct the supervisor of the turnpike roads in said county to expend annually on the Reister's-town turnpike road, the York turnpike road, and the Frederick

Proportion of money served to be expended on certain roads.