

CHA . 40. the money arising therefrom, within six months after the drawing of said lottery shall commence, as will satisfy the fortunate adventurers for prizes drawn by them, and after deducting the necessary expenses incurred in said lottery, shall, within twelve months from the time the drawing of said lottery shall commence, cause the said well in said town to be deepened and widened in the best manner the sum of money raised by the said lottery will admit.

Bond to be lodged in clerk's office.

3. **AND BE IT ENACTED,** That it shall be the duty of said commissioners, before they act as such, to lodge such bond in the clerk's office of Frederick county, there to be recorded, and upon such bond, or any office copy thereof, suit or suits may be instituted against the obligors therein, or any of them, or their, or any of their legal representatives, for any breach or non-compliance with the condition of the same.

If lottery is not drawn in eighteen months suit may be commenced against obligors.

4. **AND BE IT ENACTED,** That if the said lottery shall not be drawn within eighteen months from the time of proposing the scheme of said lottery, it shall be lawful for any person who may have purchased a ticket or tickets therein, to commence a suit against the obligor or obligors named in the bond given as aforesaid for the recovery of the money paid for such ticket or tickets, on demand being made and not complied with.

CHAP. XLII.

Passed Jan. 7, 1804 *An Act for the relief of Caleb Summers, of Montgomery County.* Lib. JG. No. 4, fol. 392.

See note under ch. 2.

CHAP. XLIII.

Passed Dec. 31. *An Act to prevent Swine and Geese from going at large in Taney-Town, in Frederick County.* Lib. JG. No. 4, fol. 395.

Preamble.

WHEREAS it is represented to this general assembly, by the petition of the inhabitants of Taney-Town, in Frederick county, that great inconveniencies and injuries have resulted from the going at large of swine and geese in said town; for prevention whereof,

Geese and swine going at large in Taney-town may be seized and impounded.

2. **BE IT ENACTED,** by the General Assembly of Maryland, That it shall and may be lawful for the constable of the hundred to seize or impound any geese or swine, the property of any inhabitant of said town, he shall find going at large therein; and it shall be the duty of said constable so seizing and impounding, immediately to set up notice thereof in the most public places of said town for at least three days, and to insert the marks and description of such geese or swine in said notices, and if the same are not reclaimed within three days after seizure and impounding, and the expenses of impounding and keeping, to be allowed by a justice of the peace, be paid, together with the sum of twenty-five cents for every hog or goose, that the same shall be publicly sold by the said constable, giving three days notice in writing, set up as aforesaid, of the time and place of such sale, and the proceeds of such sale shall be first applied to the expense of impounding and keeping them, and the surplus, the one half thereof shall be paid to the constable, and the other half shall be paid over to the supervisor of the road in said hundred, and by him applied towards the mending and repairing the streets in said town, to be laid out under the direction of the said supervisor of the road in said hundred.