

swine as aforesaid, the defendant or defendants may plead the general issue, and give this act and the special matter in evidence; *Provided* that nothing in this act contained shall be construed to extend to Anne-Arundel county.

CHAP. 48.

CHAP. XLIX.

An Act to prevent the going at large of Geese and Swine in Creager's-Town, Frederick County. Lib. JG. No. 3, fol. 426.

Passed Dec. 19

1. BE IT ENACTED, by the General Assembly of Maryland, That from and after the first day of April, in the year of our Lord one thousand eight hundred and one, no geese or swine belonging to the inhabitants of said town shall be suffered to go at large in Creager's-town, in Frederick county; and if any person shall find any geese or swine going at large in Creager's-town aforesaid, it shall and may be lawful for such person to kill, or cause to be killed, such geese or swine.

Geese and swine suffered to go at large may be killed.

2. AND BE IT ENACTED, That if any person shall be sued for killing any swine or geese going at large in Creager's-town aforesaid, such person may plead the general issue, and give this act and the special matter in evidence.

General issue may be pleaded.

CHAP. L.

An Act for the relief of Henry Diskerd, of Frederick County. Lib. JG. No. 3, fol. 427. A Private Act.

Passed Dec. 19.

CHAP. LI.

A Supplement to an act, (a) entitled, An act to authorise and empower the Levy Court of Montgomery County to assess and levy a sum of money on the assessable property thereof for the purpose of building a new Gaol in said County. Lib. JG. No. 3, fol. 428.

Passed Dec. 19.

(a) 1797, ch. 21. See 1801, ch. 36, and 1816, ch. 31.

WHEREAS by the act to which this is a supplement, the levy court of Montgomery county was authorised and directed to assess and levy on the assessable property in said county a sum of money, not exceeding twelve hundred pounds, for the purpose of building the gaol aforesaid, which sum has been levied and collected: And whereas the commissioners appointed by said act did contract for and let the building of said gaol to a certain Charles Beckwith, and did advance to the said Beckwith the sum of one hundred and sixty pounds, for the purpose of procuring materials for the said gaol; that soon after the said Beckwith departed this life: And whereas by an act passed the last session of assembly,* the heirs, executors and administrators, and also the securities, of the said Charles Beckwith, were to be released and exonerated from all contracts entered into by the said Beckwith with the commissioners aforesaid, in any manner respecting the said gaol, upon the express condition, that the money so as aforesaid advanced to the said Beckwith should be returned to the commissioners aforesaid on or before the first day of March last, with interest thereon from the time the said advance took place, which condition was not complied with: And whereas the said commissioners did not think themselves authorised to contract with any other person for the building the gaol aforesaid, inasmuch as the provision aforesaid was not complied with, by reason of which the county suffers great inconvenience; therefore,

Preamble.

* Ch. 19.