

CHAPTER 391.

AN ACT to repeal and re-enact, with amendments, Sections 55 and 63 of Article 25 of the Code of Public General Laws of Maryland, title "County Commissioners," sub-title "Draining Lands," and to add four new sections to said Article and sub-title, to be known respectively as "Sections 44A, 75A, 75B and 75C."

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Sections 55 and 63, both inclusive, of Article 25 of the Code of Public General Laws of Maryland, title "County Commissioners," sub-title "Draining Lands," be and the same are hereby repealed and re-enacted, with amendments, and that four new sections be and the same are hereby added to said Article, title and sub-title, to be known respectively as "Sections 44A, 75A, 75B and 75C" of said Article, title and sub-title, and to read as to said several sections herein so re-enacted and enacted as follows:

55. The Treasurer shall give bond in the name of the State of Maryland as obligee, to be approved by the managers, in double the amount of the assessments or taxes he may be authorized to collect and receive, conditioned for the faithful performance of his trust and duty and the payment of any money, and all books, accounts and papers in his possession belonging to the Ditch Company in his hands as Treasurer over to his successor at the expiration of his term; and such bond may be sued on by any person interested as public bonds may.

63. Any person who shall stop up, or in any way obstruct any ditch made in pursuance hereof, so as to impede the free flow of water therein, shall be deemed guilty of a misdemeanor and on conviction thereof by any justice of the peace shall be fined not exceeding twenty dollars for each offense and the costs of prosecution, and, in the discretion of the said justice, may be committed to jail until such fine and costs are paid. All such fines when collected shall be paid to the Treasurer of the ditch on which the offense was committed, for the use of such ditch, provided, properly constructed swinging water gates may be placed across any such ditch on the fence lines to prevent stock from trespassing through said ditch.

44A. Any person may be elected or appointed Treasurer of any ditch made pursuant to this Article, whether he be a taxable of said ditch or not.

75A. All assessments and taxes levied or made for ditches made pursuant to the preceding sections hereof shall be liens on the real estate of the person indebted therefor from the time the same are levied or made; and all such assessments and taxes shall be due and in arrear thirty days after the date of making or levying the same.

Draining
lands.

Treasurer to
give bond.

Obstructing
ditches a
misdemeanor.

Treasurer.

Taxes are
liens on real
estate.