

## CHAPTER 427.

AN ACT to prevent swine running at large in that part of District No. 10, or Straits, known as Precinct No. 1, lying on the west side of Fishing Bay in Dorchester County.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That it shall not be lawful for swine of any kind to go at large without an attendant in that part of District No. 10, or Straits, known as Precinct No. 1 of said district lying on the west side of Fishing Bay in Dorchester County.

Preventing  
swine run-  
ning at large.

SEC. 2. *And be it enacted,* That it shall lawful for any person and the duty of a constable to take up any swine running at large and without attendants in that part of said District No. 10, or Straits, specified in this Act, and the person or constable so taking up any swine shall impound the same, and if taken up by a constable he shall give notice of said impounding by advertisement in at least two public places by either written or printed notice posted within that part of said districts specified in this Act describing the swine so impounded; and he shall proceed to sell the said swine at public auction for cash, after giving ten days' notice from the time of taking up of said swine; provided, the owner shall have the return of said swine on paying of all the expenses of keeping said swine and all other costs, including fifty cents for taking up of each of said swine.

Duty of con-  
stable in  
premises.

SEC. 3. *And be it enacted,* That if any person shall take up any swine such person shall impound same and shall notify the constable, who shall immediately proceed to give the notice and make the sale in the same manner as provided in the second section of this Act; and the owner shall have the return thereof on the said conditions as provided in that section; and for making a sale under this section the constable shall be allowed the same commissions now allowed by law for the sale of personal property under execution; this provision for commission not to apply to sale of swine taken up by the constable himself.

To impound  
swine.

SEC. 4. *And be it enacted,* That the said constable thus authorized to make sale of such swine, if not returned to the owner as aforesaid shall, out of the moneys arising from such sale first, pay the person or persons taking up the swine and the cost, charges and expenses incurred and damages sustained by the person or persons upon whose land said swine was trespassing; said damage to be ascertained upon the oath of two

Moneys aris-  
ing from  
sale of swine.