

subpœna *duces tecum* issued on the special order of the court in which the same is pending, to the clerk of the court wherein such docket entries, original papers and proceedings may be.

SEC. 2. *And be it further enacted*, That this act shall take effect Effective. from the date of its passage.

Approved April 3, 1890.

CHAPTER 319.

AN ACT to prohibit horses, cattle and other domestic animals from going at large on the public roads or streets in the village of Liberty, in Frederick county, Maryland, and on the public roads within half a mile of the methodist protestant church in said village.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That it shall not be lawful for horses, cows, calves, bulls, heifers, steers or other cattle, sheep, swine or domestic animals of any kind, to go or be at large in or on any of the public roads or streets in the village of Liberty, in Frederick county, Maryland, or in or on any of the public roads of said county within half a mile of the methodist protestant church in said village. Cattle, &c.
at large.

SEC. 2. *And be it enacted*, That any and every person, or persons, owning said animals, or any of them, mentioned in the preceding section, who shall permit said animals, or any of them, to go or be at large on any of the public roads or streets mentioned in the preceding section shall be fined not less than one dollar nor more than five dollars for each offense, on conviction before any justice of the peace of said county, and on failure or refusal to pay said fine and the costs of prosecution to the justice of the peace before whom said person shall be so convicted, shall be committed to the jail of said county and confined therein for not less than five days nor more than thirty days; provided, that any person so convicted shall have the right of appeal to the circuit court for said county upon giving bond in a sum to be fixed by said justice sufficient to secure the payment of said fine and costs and the probable costs in said court, conditioned that if the party appealing shall not prosecute his appeal with effect at the next term of the circuit court for said county, and also pay and satisfy said fines and costs, and the costs in said circuit court in case the judgment shall be affirmed, then the said bond to be and remain in full force and virtue, otherwise to be of no effect. Penalty.

SEC. 3. *And be it enacted*, That whenever any county constable of said county shall find or shall be informed that any of the animals mentioned in the preceding sections are going at large in