

such damage shall be done, shall be liable for an action of damages for the injury to the full amount of the actual damages, to be estimated by two disinterested persons, one chosen by each party, and to be recovered before any justice of the peace of the county, and if either party shall refuse to appoint an appraiser of such damage for the space of five days from the injury done, any justice of the peace may appoint in his stead.

Liable to damages.  
Refuse to appoint appraiser.

FISH.

38. No person shall take, catch or kill any speckled brook or river trout, or have any such trout in his or her possession, except during the months of April, May, June and July, under penalty of five dollars for each trout so caught, taken, killed or had in his possession, but this act shall not prevent any person or corporation from catching trout in any manner or at any time in waters owned by them or upon their premises to stock other waters.

No person shall catch.  
Shall not prevent.

39. Said fines shall be collected as provided by section seven of this article.

Fines shall be collected.

HOOP-POLES AND TIMBER.

40. If any person shall cut down or cause or induce any person to cut down any timber or tree of a size not less than those commonly used for hoop-poles in Garrett county, with intent to appropriate the same to his own use, every person so offending, his aiders and abettors having knowledge of such intent, shall be adjudged guilty of felony, and shall be sentenced as for feloniously stealing goods or chattels to the value of the tree or trees which shall be cut down as aforesaid, and of the injury thereby occasioned.

Any person cut down.  
Guilty of felony.

JURORS.

41. The jury law applicable to Allegany county shall be in force in Garrett county, except that the lists from which the juries shall be drawn shall contain one hundred and fifty instead of two hundred names.

Jury law.

42. The jurors of Garrett county shall receive each two dollars and fifty cents for each day they

Jurors.