

thorised to receive the said instalments, as they shall severally become due, and to demand and receive from such person or persons, upon the delivery of the said certificates, a full acquittance and discharge for, and on behalf of the state, for the instalment for which the said certificates were issued:

*Provided, always,* That in case a premium of five per centum, or exceeding five per centum, may be obtained upon any loan, required for any instalment as aforesaid; that then, and in that case, it shall be the duty of the said treasurer, with the advice and consent of the Governor and Council as aforesaid, to elect the first alternative as hereinbefore provided: And provided furthermore, and it is hereby enacted, that upon the adoption of either alternative, a capital equal to ten per centum, at the least, on the gross amount of each loan, shall be made from any unappropriated money in the treasury, and the same shall be invested in some safe and productive stock as aforesaid; and the interest, dividends, or profits, arising therefrom, shall be re-invested as aforesaid, for the eventual redemption of each of the said loans, to be negotiated as aforesaid.

Provisos.

Sec. 3. *And be it enacted,* That any act or acts repugnant to, or inconsistent herewith, be, and the same are hereby repealed.

Repeal.

## CHAPTER 106.

*An act to prevent Gates on any of the public roads in Cecil County.*

Passed March 13, 1828

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That from and after the first day of August next, it shall not be lawful for any gate to remain or to be erected on any public road in Cecil county, without an application by petition shall first be made to the levy court of said county, who may at their discretion authorise gates to be erected in the first election district only.

Gates prohibited—exception.

SEC. 2. *And be it enacted,* That if the levy court shall hereafter become satisfied that any gate or gates which they have authorised to be erected are unnecessary, they shall give sixty days public notice to the person or persons who have erected the same, to remove them, after which time if said gates are not removed by the persons erecting them, he, she or they shall forfeit and pay a sum of twenty five dollars for every gate not removed, and an additional fine of one dollar per day for every day that said gate shall remain after the expiration of the said sixty days notice.

Removal of gates hereafter permitted.

SEC. 3. *And be it enacted,* That if any person or persons shall hereafter erect any gate or gates on any of the public roads in said county, without first obtaining permission from the levy court as aforesaid, the person or persons so offending, shall forfeit and pay a sum of not less than twenty five dol-

Penalty for erecting.