

opposite the property now owned by Benjamin Zimmerman, to the fifth milestone on said pike opposite the property now owned by Maurice Rhoderick, and on all public roads within a radius of one and one-half miles from the public school house in Feagaville, Frederick county, Maryland.

CHAP. 407.

Section 139 b. *Be it further enacted*, That for each horse, cow, calf, hog or sheep found running at large or pasturing upon the above-described turnpike and between and within the above-named limits, the owner or owners thereof shall, when adjudged guilty of the violation of this law, pay a fine of one dollar (\$1.00) for each head of such livestock found at large or pasturing between the above-named limits. And they shall also pay the costs of the prosecution.

Penalty for violation.

Section 139 c. *Be it further enacted*, That any justice of the peace of Frederick county shall have jurisdiction of any violation of this Act. Any person offending against the provisions of this Act and being convicted thereof, shall forfeit the fine named in this Act. The amount of such fine shall be paid, one-half to the informer and the other half shall be paid to the County Commissioners for Frederick county, for the use of said county; and if the offenders shall fail to pay the fine and costs he or they shall be committed to the jail of Frederick county for every such offense for not less than ten nor more than sixty days.

Justice of the peace may have jurisdiction.

Section 139 d. *Be it further enacted*, That any one who has been adjudged guilty of a violation of this law by a justice of the peace as aforesaid, shall have the right to appeal from said judgment to the Circuit Court of said county, but sentence to jail shall not be stayed unless he gives a bond to the State of Maryland in the penalty of fifty dollars (\$50) to prosecute said appeal with effect at the next term of said Court, which said bond shall be liable for said fine and all costs of the prosecution to that amount.

Appeal may be taken.

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

Approved April 8, 1902.

CHAPTER 408.

AN ACT to repeal Section 9 of Article 52 of the Code of Public General Laws of the State of Maryland, and to re-enact the same with amendments.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That section 9 of Article 52 of the Code of Public General Laws of the State of Maryland, be and the same is hereby repealed and re-enacted, so as to read as follows:

Repeal and re-enact.