

CHAP. 158.

CHAPTER 157.

Passed Mar. 12, 1833

An act relating to certain trespasses upon real estate.

Impounding authorized in case of trespass.

Section 1. *Be it enacted by the General Assembly of Maryland*, That from and after the first day of May next, it shall and may be lawful for any person aggrieved by the trespass upon his inclosures, of any horned or black cattle, hogs or sheep, in the possession or care of any person without the jurisdiction of this State, to impound the same, and have the damages sustained by reason of such trespass, valued on oath, by two disinterested citizens of his county, and at the expiration of ten days, inclusive of the day he impounds the same and the day of sale, proceed to make sale thereof at public auction to the highest bidder, for cash, and after deducting from the proceeds of such sale, the amount of damages valued to him, and a reasonable compensation for feeding the same while in pound, he shall pay over the residue, when demanded, to the legal owner of said property so impounded and sold, or his agent.

Proceedings directed.

Advertisement required.

Sec. 2. *And be it enacted*, That it shall be the duty of the party aggrieved, before making sale as aforesaid, to advertise not less than eight days before the sale, at three of the most public places in his neighborhood, a description of the property impounded by him, the time and place of sale; and also in said advertisement to warn the owner to come forward and pay the damages and compensation for feeding the same, and take his property; *provided*, that upon tender being made to the party aggrieved by the trespass, of the amount of damages and a reasonable compensation for his feeding the property impounded, it shall be his duty at any time before the sale is made thereof, to deliver the same to the proper owner or his agent.

On tender of damages.

Property to be delivered.

CHAPTER 158.

Passed Mar. 12, 1833

An act to lay out and open a Road in Frederick and Baltimore Counties.

Commissioners to lay out and open.

Section 1. *Be it enacted by the General Assembly of Maryland*, That Philip Nicodemus, James Smith, Archibald Dorsey and Benjamin Duderer, be, and the same are hereby appointed Commissioners to review, and if the