

of said act, to which this is a supplement, to be made by the mortgagees, their executors, administrators or assigns, to the statement of the mortgage claim, may hereafter be made before any justice of the peace of this State, or judge of any court of this State, or before any notary public, or judge of any court of record of any other State or of the United States. CHAP. 10.

SEC. 2. *And be it enacted*, That where such affidavit shall be made before a notary public, it shall be authenticated by his notarial seal; or before a judge of any court of record, it shall be certified by the clerk of said court, under the seal of the court; and if made before a justice of the peace of any other county than that in which the proceedings have taken place, the clerk of the county court of such county shall certify, under seal of said court, that the said justice was, at the time of said affidavit, a justice of the peace, duly commissioned and qualified. How authenti-  
cated,

SEC. 3. *And be it enacted*, That the decree authorized by the second section of the act to which this is a supplement, may be passed as well after as before the period limited in the mortgage for payment of the debt or for the foreclosure of the mortgage. Decree to be  
passed, &c.

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## CHAPTER 10.

*An act to protect the lives of persons travelling on rail roads within the State of Maryland.* Passed Feb. 12,  
1840.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That, from and after the passage of this act, if any person or persons shall place any thing, or cause any thing to be placed on any rail road in this State, calculated to obstruct, overthrow, or direct from the tract of such rail road any car, vehicle or carriage travelling or passing on such rail road, with the view or intent to obstruct or overthrow any car, vehicle or carriage, such person or persons so offending, shall be deemed guilty of felony, and upon conviction thereof, shall be sentenced to the penitentiary for a period not less than two years, nor more than ten years. Any person ob-  
structing, &c.  
deemed guilty  
of felony.

SEC. 2. *And be it enacted*, That if the death of any person shall be occasioned by the overthrow or obstruction of any rail road car, vehicle or carriage, produced by If death occur,  
deemed guilty  
of murder.