

CHAP. 78.

CHAPTER 78.

Passed Feb. 15, 1847. *An act authorising Alward Johnson, to erect and keep two gates on the public road in Parks' Neck, in Dorchester County.*

Preamble. WHEREAS, it is represented to this General Assembly, by the petition of Alward Johnson, of Dorchester county, that he sustains great damage from the trespassing of stock upon his premises, for want of two gates on the public road in Parks' Neck of said county; and whereas, the said road, on account of the greater facility of water communication with the surrounding neighborhood, is seldom travelled by persons with horses, or in carriages of pleasure or burthen—Therefore,

Authorised to erect gates. SECTION 1. *Be it enacted by the General Assembly of Maryland,* That the said Alward Johnson be, and he is hereby authorised and empowered to erect and keep two gates on the public road in Parks' Neck, in Dorchester county, in such part as he may select, upon the express conditions following: the said gates shall be hung on good and substantial posts, with good and sufficient iron hinges, and shall be kept at all times in good order and repair.

Express conditions. SEC. 2. *And be it enacted,* That, if any person or persons, after the passage of this act, shall cut down, destroy, take away or remove either of the said gates, upon conviction thereof, before a single magistrate, he or they shall forfeit and pay to the said Alward Johnson a sum not less than one nor more than ten dollars for every such offence, to be recovered as small debts are out of court.

Any person destroying gates, fined \$10. SEC. 3. *And be it enacted,* That if any slave shall cut down, destroy, injure or willingly leave open the said gates, or either of them, such slave, on conviction before a justice of the peace, shall be punished by whipping, in the discretion of said justice, not exceeding for each offence ten lashes; provided, that no person shall be fined, nor slave be punished, under the provisions of this act, in any case where said gates shall be found carelessly standing open, not hung upon good iron hinges, or otherwise in bad order or repair.

If a slave, be punished by whipping. SEC. 4. *And be it enacted,* That all laws repugnant to, or inconsistent with the provisions of this act, be and they are hereby repealed, so far as they relate to the said gates in Parks' Neck.

Proviso.

Repealed.

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