

er owners of the land over which the road or roads so laid out and ratified shall pass, and what damages such owner or owners will actually suffer from the passage of such road or roads over the said land, the said jury taking into consideration all conveniencies and inconveniencies, advantages and disadvantages, if any, arising from the opening and improving of the said road or roads; and such sheriff shall return the inquisition of the said jury, under their hands and seals, and attested by his official signature, to the next levy court to be held for the county, and the amount of the damages therein expressed, if any, shall be paid, by order of the said court, out of the monies to be levied as is by law directed; provided that the said road or roads shall not be made to run through any building, enclosed yard, garden or orchard, without the consent of the owner, nor shall any field in which grain, hemp, flax, tobacco, or other cultivated vegetables are growing, be laid open until after the season for collecting and securing the crop growing in such field.

C H A P.
XLIX.

III. AND BE IT ENACTED, That when the commissioners who may be appointed under this act shall have discharged all the duties required of them in virtue of such appointment, the levy court aforesaid shall order to be made to the said commissioners respectively, out of the monies to be levied as is by law directed, such reasonable compensations as to the said court shall seem meet, and the said commissioners respectively shall thereafter be discharged.

Compensation
to be made, &c.

IV. AND BE IT ENACTED, That such parts of an act of assembly passed at November session, one thousand seven hundred and ninety, entitled, An act to streighten and amend the several public roads in several counties, and for other purposes therein mentioned, as direct the two following sixty feet roads in Washington county to be laid out, surveyed, marked and bounded, to wit: One leading from Elizabeth-town to the county line at Charlton's gap in the South mountain, and the other from Elizabeth-town to the Pennsylvania line in Nicholson's gap, be and the same are hereby repealed, abrogated and annulled.

Parts of an act
repealed.

C H A P. L.

An ACT to authorise and empower the levy court of Montgomery county to assess and levy annually a sum of money for the support of Catharine Lenham.

Passed Jan. 13.

WHEREAS Catharine Lenham, of Montgomery county, by her petition to this general assembly hath set forth, that she is now arrived at the age of eighty-four years, and has been for several years past supported by some few charitable persons, but being now so weak, is obliged to have more attendance, and through the infirmity of her daughter, who heretofore attended her, she consequently becomes more burthenfome to her charitable benefactors, and prays an act may pass to provide for her future maintenance out of the poor's house; and the facts stated in said petition appearing to be true, therefore,

Preamble.

II. BE IT ENACTED, by the General Assembly of Maryland, That the justices of the levy court of Montgomery county shall be and are hereby directed and empowered, at their levy court annually so long as they shall see cause, to assess and levy on the assessable property of said county a sum of money, not exceeding forty dollars, for the support and maintenance of the said Catharine Lenham, and that the same be collected and paid annually by the collector of Montgomery county to such person as the levy court of said county shall or may direct.

Justices to levy
money.

C H A P. LI.

An ACT to prevent the going at large of geese and swine in the town of Havre-Grace, in Harford county.

Passed Jan. 15.

BE IT ENACTED, by the General Assembly of Maryland, That from and after the first day of April, in the year of our Lord one thousand seven hundred and ninety-nine, no geese or swine belonging to the inhabitants of said town shall be suffered to go at large in the town of Havre-Grace, in Harford county; and if any person shall find any geese or swine going at large in the town of Havre-Grace aforesaid, it shall and may be lawful for such person to kill, or cause to be killed, such geese or swine.

No geese, &c.
to go at large,
&c.

II. AND BE IT ENACTED, That if any person shall be sued for killing any swine or geese going at large in the town of Havre-Grace aforesaid, such person may plead the general issue, and give this act and the special matter in evidence.

Persons sued
may plead, &c.

C H A P. LII.

An ACT to prevent the going at large of swine within three miles of George-town, in Montgomery county.

Passed Jan. 15.

BE IT ENACTED, by the General Assembly of Maryland, That from and after the first day of March, in the year one thousand seven hundred and ninety-nine, no swine shall be suffered to go at large in that part of Montgomery county lying between Patowmack river and Rock creek, and within three miles of George-town; and if any person shall find on his land, or on any land in his possession lying within three miles of the said town, and between the said river and creek, any swine, it shall and may be lawful for him any such swine to impound, or cause to be impounded.

Swine not to
go at large, &c.

II. AND BE IT ENACTED, That it shall be the duty of every person who shall impound any swine in virtue of this law, to cause the marks and description of such swine to be advertised in the George-town news-paper for at least seven days, and if the same are not reclaimed by that time, and the expences of advertising, impounding and keeping them, paid, that the same shall be publicly sold, giving seven days notice of the time and place, and the proceeds of such sale shall be first applied to the expence of advertising, impounding and keeping them, and the surplus to the owner of said swine, if demanded within sixty days after the sale, and if not demanded

If impounded,
to be advertised,
&c.