FRESH
PATENT FINISHED CLOTH.

GEORGE M'NEIR,
Merchant Tailor,
Has just returned from Philadelphia and Baltimore, with a Large
STOCK OF GOODS,
In his line, consisting of some of the handsomest
Patent Finished Cloth
Of various qualities and colours, with an assortment of
CASSIMERES,
And Variety of
VESTINGS,
Of the latest patterns; with an assortment of
Stocks, Collars, Gloves, Suspenders, Silk Hosiery, &c.

All of which he will sell low for CASH, or to punctual men.
October 1. 24

WILLIAM BRYAN
Merchant Tailor,
Has just returned from PHILADELPHIA *and* BALTIMORE, *with a large Stock of*
FASHIONABLE GOODS
Very superior in colours and quality; all of which he will be happy to make up for his friends and the public, on moderate terms.
He has just received his **Fall Fashions** from New York.
Oct 15 tf

COACH MAKING.

WILLIAM SLIGH,
MAKER AND REPAIRER OF ALL KINDS OF
CARRIAGES & HARNESS.

GRATEFUL for the encouragement he hath heretofore received, takes this method to inform his friends and the public generally, that he continues to carry on the above business in all its variety, at the old stand at the N. E. CORNER OF SECOND & FREDERICK STREETS, *near the Centre Market, BALTIMORE,*
in all its variety, and respectfully solicits a continuance of a share of public patronage.

Persons having CARRIAGES to *REPAIR* or *ALTER* to the prevailing fashions, or to remedy any defect in running or other inconvenience, will find it to their advantage to favour him with their patronage, as from his long and tried experience, and the moderate prices for which he is determined to do work, he flatters himself that he will be able to give entire satisfaction.

NEW AND SECOND HAND CARRIAGES sold on COMMISSION or taken on STORAGE at his repository, where they will be perfectly secured from the weather or other injury, and where every attention will be paid to them, and where they may be taken out or put in at any time without inconvenience.

N B Several *NEW & SECOND HAND GIGS*, with a number of other CARRIAGES of various descriptions for sale on very accommodating terms.
Jan 21 8

By His Excellency, THOMAS KING CARROLL, Governor of Maryland.

PROCLAMATION.

WHEREAS satisfactory information has reached this Department, that a most atrocious murder was committed on Thursday night of the 21st January last, on the road leading from Baltimore city to Frederick, near Stone's Tavern, on the body of a negro man named Harry, formerly the slave of George Howard, Esq. of Elk-Ridge, Anne Arundel county, by some person or persons unknown.

And whereas it is of the first importance to society that the perpetrators of such crimes should be brought to justice, I have thought proper to issue this my proclamation, and do, by and with the advice and consent of the Council, offer a reward of

150 DOLLARS

to any person or persons who shall apprehend and lodge in any jail, the person or persons who committed the above act, so that he, she or they be convicted thereof.

Given under my hand and the seal of the State of Maryland, this 22d day of February, 1830.

THOMAS KING CARROLL. [SEAL]
By command of His Excellency the Governor.
JAMES MURRAY, Clk. of the Council.

☞ To be published in the Maryland Gazette, Baltimore Republican, American and United States Telegraph.
Feb 25. 3

FOR SALE, OR RENT,

THE subscriber wishes to sell, or rent her present residence.
MARY STEELE.
Feb. 18. 4

TO RENT,

ONE of the new BRICK BUILDINGS near the court house. It has heretofore been occupied as a lawyer's office, but will conveniently accommodate a small family. Apply to the subscriber.
JOHN RIDOUT.
Jan 21. 6

CHANCERY SALE.

BY virtue of a decree of the High Court of Chancery, the subscriber, as trustee for the sale of the real estate of William Scrivener, deceased, will sell at public sale, on the premises, on Wednesday, the 24th day of March next, the following property, viz part of a tract or parcel of land, called

MOREHOUSE'S GENEROSITY,

containing EIGHTY-FIVE acres, more or less, also part of a tract of land called GRIME'S VENTURE, containing FIFTEEN acres more or less; also part of a tract of land, called SELL OUT, containing THIRTY ACRES, more or less.

THE TERMS OF SALE

Are, one third of the purchase money to be paid in four months from the day of sale, the balance in eight months from the day of sale, the whole to be secured by bond, with approved security, bearing interest from the day of sale. On payment of the whole purchase money, the subscriber, as trustee, is authorised to make a good and sufficient deed or deeds to the purchaser or purchasers. The creditors of said William Scrivener, deceased, are hereby required to file their claims, properly authenticated, in the Chancery office, within four months from the said day of sale.
GREENBURY GAITHER.
March 4. 4s

IN CHANCERY,
25th February, 1830.
Richard Kirby and James Tongue,
vs.
Roger B. Taney, Octavius C. Taney, AND Michael Taney, Junior.

THE object of the bill filed in this case is to obtain a decree for the payment of a judgment recovered by Richard Kirby, for the use of James Tongue vs. Michael Taney, Jr. in Calvert county court.

The bill states that at Calvert county court, May term, 1815, the complainant, Richard Kirby, recovered a judgment against the said Michael Taney, Junior, for the sum of three hundred dollars, with interest from the 12th day of June 1808, and that at May term 1828, a fiat was issued on a second scire facias, issued on the said judgment, which judgment has been entered for the use of the complainant, James Tongue. That on the 15th day of July 1819, a certain Michael Taney, Senior, the father of the said Michael Taney, Junior, by deed duly executed, acknowledged and recorded, conveyed certain land and personal property to the defendants, Roger B. Taney and Octavius C. Taney, their heirs and assigns, in trust, that the said Roger B. Taney and Octavius C. Taney, and the survivor of them, and the heirs and assigns of such survivor, shall hold and possess the said lands and personal estate, and receive the rents, issues and profits thereof, and after deducting the expenses of cultivating the same, shall pay annually to the said Michael Taney, junior, one thousand dollars during his life, and after such payment, shall apply whatever residue may remain to pay off all such debts as are now due and owing from the said Michael Taney, Senior, and whenever the said debts shall be fully paid and extinguished, then in trust to apply all the rents, issues and profits thereof (after defraying expenses) to the said Michael Taney, Senior, during his life, and after his death to hold the said lands, or such part thereof, as shall not have been sold under this deed, and personal property in trust for the use of Michael Taney, Junior, Roger B Taney, Augustus Taney, Octavius C. Taney, Dorothy Taney and Sophia T. Taney, the children of Michael Taney, Senior, their heirs and assigns forever, as tenants in common and not as joint tenants, to be equally divided between them, share and share alike, with power to the said Roger B. Taney and Octavius C. Taney, whenever they should see fit to sell the said property for the objects and purposes of the said trust. That the said Michael Taney, senior, is dead, and that the said Roger B Taney and Octavius C. Taney have sold the whole of the said property conveyed to them, and that the amount of sales is about twenty-five thousand dollars. That all the debts of the said Michael Taney, senior, have been paid, and that there is in the hands of the said Roger B. Taney, and Octavius C. Taney, a large amount of funds belonging to the said Michael Taney, junior, under the trusts of the said deed. The bill charges that the said James Tongue, as assignee of said judgment, (no part of which has been paid,) is entitled to payment of the same out of the said fund, in preference to the other creditors of the said Michael Taney, junior, the said judgment being the oldest judgment against the said Michael Taney, junior, and the said fund being to be considered as land. The bill prays that a decree may be passed for the payment of the amount of said judgment out of the fund in the hands of the said Roger B. Taney and Octavius C. Taney in preference to the other creditors of the said Michael Taney, junior, and for general relief. And it being stated in the said bill that the said Michael Taney, junior, resides out of the State of Maryland. It is thereupon, this 25th day of February, 1830, by Theodorick Bland, Chancellor, adjudged and ordered, That the complainants, by causing a copy of this order to be inserted once in each of three successive weeks, in one of the newspapers published in the city of Annapolis, before the last day of March next, give notice to the absent defendant of the substance and object of this bill, that he may be warned to appear in this court in person, or by a solicitor, on or before the first day of July next, to shew cause, if any he have, why a decree should not pass as prayed.

True copy, Test.
RAMSAY WATERS,
Reg. Cur. Can.
March 4. 2 4w

JAMES H. WATKINS,

ATTORNEY at law offers his professional Services to the Public, His office is adjoining that of N. Brewer Jr. Esq. and nearly opposite the Farmers Bank of Md.
Feb. 25, tf

PENNSYLVANIA.

GLADES BUTTER.

800 pd. Superior Keg Butter,
Best White Wheat Family Flour,
Fresh Roll Butter, daily expected,
Malaga Grapes, in nice order,
Malaga Bunch Raisins,
Sante Currants,
Fresh Prunes, Turkey Figs,
Havanna Oranges,
Lisbon Lemons,
Bordeaux Almonds,
English Walnuts,
Soft Shell Filberts,
Madeira Wine in Bottles, Vintage of 1824,
Do do in Wood do
India Madeira in Bottles, very old,
Champaign
Lisbon, Scicily, Cette and Claret Wines,
Choice Cognac Brandy, 12 years old,
Do do do do
Rye Whiskey 5 years old highly approved,
Peach Brandy, pure and fine,
Jamaica Spirit,
500 Pd. extra flavour'd Richmond Chewing Tobacco,
Champaine Glasses, with a good assortment of Cut Glass, and other seasonable articles,

For Sale by, JOHN WILMOT.
Jan. 7.

IN CHANCERY,
24th February, 1830.
Charles Carroll of Carrollton,
vs.
Notley Young, Marsham Warring and Others.

THE bill in this case states that in April, seventeen hundred and ninety eight, Thomas Simm Lee, executed to the complainant, his bond for six thousand pounds sterling money, conditioned for the payment of three thousand pounds, with Marsham Warring and Notley Young as his securities.

It states that the said Warring and Young are dead, and that they did not leave personal estate enough for the payment of their debts. The bill prays a decree for a sale of certain real estate, left by the said Young, for that purpose. It is stated that Joseph, Ann Maria, and Mary Pearson, Benjamin and Henry Young, Eleanor and Edward Brook, Notley Young, of Nicholas, Ignatius F. George Washington, Benjamin Dorsey Wick, and Aloysius Young, Nicholas Young, Ann Cassenave, and Thomas, Edward, Notley and Ignatius Fenwick, some of the defendants and representatives of Notley Young, aforesaid, deceased, and defendants in said bill live beyond the limits of the state of Maryland. Whereupon, it is ordered, that the complainant by causing a copy of this order, and the substance of said bill to be published in a newspaper printed in Annapolis, three successive weeks before the 29th day of March next, give notice to the said absent defendants, to appear in this court by solicitor or in person, on or before the first day of July next, to shew cause why the decree should not pass as prayed.

True Copy. Test.
Ramsay Waters
Reg. Cur. Can.
Feb. 25.

NOTICE IS HEREBY GIVEN,

THAT the Subscriber of Saint Mary's county, hath obtained from the Orphans' court of Saint Mary's county, in Maryland letters of administration on the personal estate of Jesse Thompson, late of Saint Mary's county deceased. All persons having claims against the said deceased are hereby warned to exhibit the same, with the vouchers thereof, to the subscriber, at or before the 22d day of December next, they may otherwise by law be excluded from all benefit of the said estate. Given under my hand, this 22d day of January.
Thomas Thompson, Adm'r.
Feb. 18. 4

Anne-Arundel County Court, October Term, 1829.

ON application to Anne-Arundel county court, by petition in writing, of Thomas T. McPherson, praying for the benefit of the act, for the relief of sundry Insolvent Debtors, passed at November session, 1805, and the several supplements thereto, a schedule of his property, and a list of his creditors on oath, as far as he can ascertain them, being annexed to his said petition, and the said Thomas T. McPherson, having satisfied the said court, by competent testimony, that he has resided in the state of Maryland, two years next, preceding the time of his application, and that he is in actual confinement for debt only; and the said petitioner having taken the oath prescribed by law, and entered into bond with security, for his appearance in Anne-Arundel county court, on the third Monday of April next, to answer such allegations as his creditors may propose to him, and having also executed to a trustee, by the said court, appointed a good and sufficient deed, for all his property, real, personal and mixed, the necessary wearing apparel, and bedding of himself and family excepted, and delivered the same to the said trustee, and the said trustee having also executed a bond for the faithful discharge of his trust, and certified the delivery into his hands, of all the property of the said petitioner, mentioned in his schedule: It is, therefore, ordered and adjudged, by the said court, that the said Thomas T. McPherson, be discharged from the custody of the sheriff of said county, and that the said petitioner, by causing a copy of this order to be inserted in some newspaper published in the city of Annapolis, for three months, successively, before the said third Monday of April next, give notice to his creditors to be and appear on that day, before said court to shew cause if any they have, why the said Thomas T. McPherson should not have the benefit of the said act of assembly, and the supplements thereto as prayed.
Test. W. S. Green.
Jan. 14. 9

For Sale or Rent,

THE House lately in the occupation of Mr. Jeremiah L Boyd, on North East Street. For further information enquire of the subscriber.
H RAY.
Aug 13 34

LABOURERS.

THE subscriber wishes to hire fifteen or twenty stout Servants, by the year, for which liberal wages will be given—Enquire of William Brown of Ben in Annapolis; or
RICHARD GREEN,
Manager of Elk Ridge Furnace.
July 23. tf

Bourding House.
(REMOVAL)

THE SUBSCRIBER respectfully informs her Friends and the Public in general, that she has removed from the house she lately occupied, near the Protestant Church, to the well known stand in FRANCIS STREET formerly occupied by Capt. Thomas, and since by Mr. Joseph Daley and Mrs. Anna Gambrill, which is now undergoing repairs, and will be made a comfortable and agreeable place of residence for Members of the Legislature, or others visiting the city.

Having a good STABLE, well supplied with Timothy Hay, good Oats, &c. together with a CARRIAGE HOUSE, and PUMP of good Water in the yard, gentlemen may rely on having their Horses well taken care of by a good Ostler.

Her TABLE will always be supplied with the best the Markets afford—Charges moderate, and no exertions wanting to render general satisfaction to all who may favour her with their patronage.

Boarders will be taken by the Year, Week or Day, on moderate terms.
M. ROBINSON.
Annapolis, Oct. 15. tf

FOR RENT,

The HOUSE in Corn Hill street, lately in the occupation of Mr. Richard Ridgely. For terms enquire of Mr. Richard Ridgely
Dec 10.

NOTICE.

ALL persons indebted to the estate of George Shaw, dec'd. are requested to make payment on or before the 1st day of March next, as further indulgence cannot be allowed.

Wm. BROWN, of Ben. } Ex'rs.
J. M. ROBINSON }
Jan 21

CAUTION TO HUNTERS, &C.

ALL persons are forewarned Hunting, Gunning, or in any way trespassing, on the Farms, north side of Severn, now in the occupation of the subscriber, and formerly belonging to Dr. William Hammond, and the late Allen Warfield. The law will be strictly enforced on all who may offend.
RICHARD CRISP.
Dec. 17.

GEORGE SCHWARAR,
BAKER,

RETURNS his sincere thanks to the public for the encouragement which he has experienced at their hands, and avails himself of this method to inform them that he has provided an ample supply of the very best materials to manufacture

Bread, Biscuits, Crackers and Cakes.
Unremitting attention shall be continued.

CAKES AND BISCUITS
Furnished to Shopkeepers and Country Dealers, at Baltimore Prices
Dec 24 tf.

BOARDING & LODGING.
GIDEON PEARCE

BEGS leave to announce, that having rented the large and commodious House, recently occupied by Mrs Robinson, near the Protestant Episcopal Church, conveniently situated to the State House, he will be prepared to accommodate with Boarding and Lodging, during the ensuing session of the legislature at least twenty gentlemen.

A few Yearly Boarders will also be taken.
Oct 8

HOUSES AND LOTS
In Annapolis, for Sale or Rent.

ONE convenient dwelling near the Town Gate, in West Street; a House, Lot, Stables, &c. near the Bath, also several other Houses and Lots in town; and two Farms in the country. Apply to the subscriber, or Mr Daniel Hart
J J SPEED.
Nov 26 16

CAUTION.

I HEREBY forewarn all persons from hunting with dog or gun, or in any other manner trespassing on my part of the farm called BELMONT, as the law will be rigidly enforced against all offenders.
RICHARD M. CHASE.
Jan 21 8

The Steam Boat

MARYLAND

Commences her regular route on Tuesday next. Leaving Baltimore at 7 o'clock for Annapolis, Cambridge and Easton; returning, leaving Easton at 7 o'clock for Cambridge, Annapolis and Baltimore. On Mondays leave Baltimore at 6 o'clock, returning, leave Chestertown at 1 o'clock the same day. On Sunday the 12th April, she will leave Baltimore at 9 o'clock for Annapolis only, returning, leave Annapolis at ½ past 2 o'clock; continuing this route throughout the season.

Passage to and from Annapolis, 81.
March 26.

BOARDING.

IN a private family, may be had, for one or two young Gentlemen, of correct, moral habits. Apply to the Editor of this paper.
Jan. 14th.

JOURNAL OF HEALTH.
CONDUCTED BY AN ASSOCIATION OF PHYSICIANS.

"Health—the poor man's wealth, the rich man's blessing."

The primary object with the conductors of the Journal of Health, is to point out the means of preserving health and preventing disease. To attract the all classes and both sexes shall be addressed in a style familiar and friendly, and with an avoidance of such professional terms and allusions as would in any way obscure the subject or alarm the most fastidious. The fruits of much reading, study, and careful observation shall be placed before them, so arranged and applied as to conduce most efficaciously to their bodily comfort and mental tranquility. To whatever profession or calling they may belong, the readers of this Journal will find precepts susceptible of valuable application. Air, food, exercise, the reciprocal operation of mind and body, climate and localities, clothing and the physical education of children, are topics of permanent and pervading interest, with the discussion and elucidation of which the pages of the work will be mainly filled.

Recommendation of the work.

We approve of the plan on which the publication, entitled the 'Journal of Health" is conducted, and believe, that it is calculated to be useful, by enlightening public opinion on a subject of high importance to the welfare of society. The numbers which have appeared, evince talent, and may be viewed as a pledge of the continued usefulness of the publication while conducted by its present editors. We, therefore, feel no hesitation in recommending it to public patronage.

Philadelphia, October 13, 1829.

N. Chapman, M. D.
Wm. P Dewees, M. D.
Thos. G James, M D
Wm. E. Horner, M. D.
} Professors in the University of Pennsylvania.
John G. Otto, M. D.
Thos T. Hewson, M. D.
Franklin Bache, M D.
Rev. James Montgomery, D. D. Rector of St. Stephen's Church.
" Wm. H. De Lancy, D. D. Provost of the University of Pennsylvania.
" B. B. Smith, Editor of the Philadelphia Recorder, and Rector of Grace Church.
" G. T. Bedell, Rector of St. Andrew's Church.
" James Abercrombie, D. D. Assistant Minister of Christ Church, and St. Peter's.
" George Weller
" Jackson Kemper, Assistant Minister of Christ Church, and St. Peter's.
" Thomas H. Skinner, D. D. Pastor of the Fifth Presbyterian Church.
" Wm. M. Engles, Pastor of the Seventh Presbyterian Church.
" John Hughes, Pastor of St. Joseph's Catholic Church.
" Michael Hurley, Pastor of St. Augustine Catholic Church
" Wm. H. Furness, Pastor of the first Congregational Church.
" W. T Brantly, Pastor of the First Baptist Church, and Editor of the Columbian Star.
" Jno. L. Dagg, Pastor of the Fifth Baptist Church.
" Solomon Higgins, Pastor of the Methodist Episcopal Union Ch.
" Manning Force, Pastor of St. George's Methodist Episcopal Church.

In addition to the above, the names of a number of highly esteemed members of the different professions, who are subscribers to the work, might be adduced as expressive of the estimation in which it is held. With one voice, the public press from one end of the continent to the other, has spoken of the Journal of Health in terms of unequivocal commendation.

TERMS:

The *Journal of Health*, will appear in numbers of 16 pages each, octavo, on the second and fourth Wednesday of every month. Price per annum, $1 25, in advance. Subscriptions and communications (post paid) will be received by *Judah Dobson*, Agent, No. 108 Chesnut Street, Philadelphia.

Subscribers at a distance will discover, that the difficulty in remitting the amount of a single subscription will be obviated by any four of them sending on five dollars to the agent. Those to whom this may not be convenient, can receive sixteen numbers of the work by remitting a dollar to the same person.

The Journal of Health including index, will form at the end of the year a volume of 400 pages octavo.

Agents: J Dobson, 108 Chesnut St. Philadelphia; *W & J. Neal*, Baltimore; *Wm. Burgess*, 97 Fulton street, N. York; *Carter & Hender*, Boston; and in most of the towns in the United States.

☞ *A Specimen of the Work may be seen at this Office.*
Nov. 19.

Anne-Arundel County, Sct.

UPON application to Anne-Arundel County Court, by petition in writing of David Ridgely, of said county, for the benefit of the act of Assembly, entitled An act, for the relief of sundry Insolvent debtors passed at November session 805, & the several supplements thereto; a schedule of his property, and a list of his creditors, as far as he can ascertain them, on oath, being annexed to his said petition, and being satisfied that the said petitioner, hath resided in the state of Maryland, for two years, next preceding the date of his said petition; and being also satisfied by the certificate of the Sheriff of Anne-Arundel county, that the said David Ridgely, is now in his custody for debt and for no other cause; and the said petitioner having taken the oath prescribed by law, and entered into bond with security, for his appearance in Anne-Arundel county court, on the third Monday of April next, to answer such allegations as his creditors may propose to him, and having also executed to a trustee by the said court, appointed a good and sufficient deed, for all his property, real, personal and mixed, the necessary wearing apparel, and bedding of himself, and family excepted, and delivered the same to the said trustee, and the said trustee having also executed a bond, for the faithful discharge of his trust, and certified the delivery into his hands, of all the property of the said petitioner mentioned in his schedule. It is therefore ordered, and adjudged, by the said court, that the said David Ridgely, be discharged from the custody of the sheriff of said county, and that the said petitioner by causing a copy of this order, to be inserted in some newspaper published in the city of Annapolis, for three months successively, before the said third Monday of April next, give notice to his creditors, to be, and appear at the day and place, to shew cause if any they have, why the said David Ridgely should not have the benefit of the act of assembly, and supplements aforesaid as prayed. Test Wm. S. Green.
Jan. 7. 10

JUST PUBLISHED,

And for Sale at the Gazette Office, price 25 cents,

"A COUNTRY CLOWN, or, DANDYISM IMPROVED." A Dramatic Medley, in one act.
Oct 29

PRINTING
NEATLY EXECUTED AT THIS OFFICE.

The

VOL. LXXXV.

PRINTED AND PUBLISHED BY
JONAS GREEN,
Church-Street, Annapolis.
PRICE—THREE DOLLARS PER ANNUM.

BY THE HOUSE OF DELEGATES, February 23, 1830.

ORDERED, That his Excellency the Governor, be requested to cause the act, entitled, "An act to promote the preservation, improvement and increase of Shell Fish in this state,' and the act of December session, 1820, chapter 24, entitled, "An act to prevent the destruction of Oysters in this State," to be printed three times in the newspapers published in the city of Annapolis, also in two of the newspapers published in the city of Baltimore, and in one in each of the counties of the Eastern Shore.

By order, GIDEON PEARCE.
Clerk House of Delegates.

AN ACT

To promote the preservation, improvement and increase of Shell Fish, in this State.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That it shall be lawful for any citizen of this State, to locate and appropriate in any of the bays, sounds, rivers, creeks or coves, any area, not exceeding one area in extent, for the purpose of depositing, bedding, or sowing any Oyster, or other Shell fish, either for domestic use or exportation, and all Oysters, or other Shell-fish, so deposited, bedded or sowed, or contained therein, or upon the bottom of such area, or superfices, shall be deemed and held in law as the proper estate and rightful property of the person who caused the same to be so located, or appropriated, and deposited, bedded or sowed therein, as aforesaid; *Provided however*, That the same location or appropriation, shall be indicated and distinctly defined by stakes, bushes or other proper marks, or metes and bounds; which indication and definition, shall be described in writing, under the oath or affirmation, and recorded, at the cost of the party applying, in the office of the clerk of the proper county; and *provided also*, That the said location and appropriation shall not injure, obstruct or impede the free navigation of any estuary or navigable stream in this State.

SEC. 2. *And be it enacted*, That the proprietor of the adjacent shore, shall have a right of preemption for one acre of superfices, extending along the shore from the ordinary low water mark, in the direction of the main channel, to an equilateral, or as nearly square as the situation and circumstances may admit of, subject however, to the limitation herein before contained; *And provided*, That the said location shall be selected and completed, on or before the first day of January next; *And provided* also, That no person or persons, other than the citizens of the county into which any creek or river may run, or extend, from any bay, sound, river or other main stream, shall be entitled to locate, stake out, and use any part or portion, of any such creek or inlet, so running into, or being encompassed on either side by any one county; and that any proprietor, into whose land a creek, cove or inlet, may make, which at its mouth does not exceed one hundred yards in width, shall have the exclusive right of such creek, cove or inlet, for the deposit and use of Oysters, or other Shell-fish; *Provided always*, That no such selection or exclusive use of any Oyster bar or bars, shall be authorised or allowed by this act.

SEC. 3. *And be it enacted*, That it shall not be lawful for any person or persons, to catch or take any Oysters or other Shell fish, within the limits or adopted depot of any citizen of this State, as described by this act, without permission first had and obtained from the proprietor of such depot, and any such taking, either by day or by night, shall be deemed and held in law to be a trespass, and deemed a misdemeanor in the cases hereinafter mentioned; *Provided however*, That the proper owner of such depot shall keep up, from year to year, and annually deposit, bed or sow thereon a quantity of Oysters, or other Shell fish, for improvement, as contemplated by this act, sufficient to preserve the increase and growth of Oysters or Shell-fish, in the depot so selected, as aforesaid; and the neglect or failure to such depositing, bedding, or sowing, shall be deemed and held to be a non user, and the said depot, in that event, may be adopted and appropriated by any other citizen as aforesaid, for the purposes of this act, in the same manner as the said depot had been vacant, and subject to the like limitations, conditions and penalties, as are contained herein and provided for.

SEC. 4. *And be it enacted*, That the foregoing sections of this act shall not be construed to extend in any manner whatever, to the waters on the Western shore of this State.

SEC. 5. *And be it enacted*, That it shall not be lawful for any person or persons, to take, catch, carry away or otherwise destroy any Oysters, or other Shell fish which have been, may hereafter be, planted, placed, or otherwise deposited, on the bed of any of the bays, rivers, creeks, or their tributary streams, on the eastern shore of this State, without the consent of the person or persons who may have planted or may hereafter so plant, place, or otherwise deposit the same (subject to the restrictions hereafter mentioned,) under the penalty of fifty dollars, for each and every offence, which penalty shall be recoverable before a Justice of the Peace in the same manner as other debts are, or shall be recoverable by law,