

C H A P.
XVIII.

obliged to take an account of the marks of such beasts, both natural and artificial, which the persons aggrieved shall set up in the most public places in the same county, and until the owner shall be known, it shall and may be lawful for such injured person to use and employ such horses, mares and geldings, without incurring the penalties in this act therein after imposed; not injuring such beast by any careless or wilful means; which beast shall be delivered in good order to the person owning the same, proving his property by the testimony of one witness before any magistrate, which method, by experience, is found inconvenient to the owner or owners of such horses; mares or geldings, they being very often kept for a considerable time in the possession of the party by whom such horse, mare or gelding, are taken up, before the same comes to the knowledge of the owner of such horse, mare or gelding; for prevention whereof,

Notice to be given by the party grieved; How and in what manner.

II. *Be it enacted, by the right honourable the lord proprietary, by and with the advice and consent of his lordship's governor, and the upper and lower houses of assembly, and the authority of the same,* That from and after the end of this session of assembly, the party grieved, who shall take up any such horse, mare or gelding, trespassing as aforesaid, shall be, and is hereby obliged and directed, to set up such account so taken by the magistrate as aforesaid, describing the marks of such beasts, both natural and artificial, at the court-house door, and other public places in the county where such horse, mare or gelding, shall be taken up, within five days after such account taken; and moreover cause the marks; natural and artificial, of such horse, mare or gelding; to be recorded amongst the records of such county court, within five days after such account shall be taken, and cause the same to be published in the Maryland gazette in one month, if the said beast be taken upon the western shore, and in two months if taken upon the eastern shore, after such account shall be taken, which publication shall be continued three weeks successively in the said gazette, and the expences arising thereon shall be paid by the owner or owners of such horse, mare or gelding, at the time of his receiving any such horse, mare or gelding; any law, usage or custom, to the contrary in anywise notwithstanding.

Penalty.

III. *And be it further enacted,* That any person that shall take up such horse, mare or gelding, and that shall act contrary to the directions of this act, shall, for every such offence forfeit the sum of ten pounds current money, one half to the informer, the other half to the party grieved, to be recovered in any county court of this province, by action of debt, bill, plaint or information, wherein no essoin, protection, or wager of law, nor more than one imparlance, shall be allowed.

Continuance.

IV. This act to continue seven years, and unto the end of the next session of assembly which shall happen after the expiration of the said seven years.

See the act of November, 1766, ch. 6.

C H A P. XIX.

An ACT for the speedy and effectual publication of the laws of this province, and for the encouragement of Anne Catharine Green, of the city of Annapolis, printer.

C H A P. XX.

An ACT for the relief of certain languishing prisoners in the several gaols therein mentioned.

Viz. James Alexander, and John Hayward, of Dorchester county; John Hume, John Colbert, James Connelly, William Snelling, William Cook, John Liddle, William Jones, of Talbot county; Robert Lynn, William Saffel, Mordecai Madden, George French, Henry Hoffstadler, Christopher White, Abalom Bonham, Daniel Shultz, William Kimbol, Boston Keenor, Josias Tennerly, and Thomas Ogden, of Frederick county; James Chalmers, and Michael Hanchliff, of Anne-Arundel county; Nicholas Brown, Abraham Cordary, Henry Hancock, Moses Greer, Price Collings, Lazarus Townsend, William Sturgeis, John Calloway, Edward Macglamery, and William Spicer, of Worcester county; Robert Hatten, Stephen Roach, Anne Dunker, John Watherly, William Turpin, and James Acworth, of Somerset county; John Hukil, Richard Ratcliff, Priscilla Dios, Nathaniel Bailey, Nicholas Seymour, Joseph Gill, George Hall, William Godwin, James Chairs, William Moore, William Berry, John Kinnimont, and John Cockey, of Queen-Anne's county; Samuel Roberts, Mary Chick, Thomas Chandlet, William Warner, and Thomas Palmer, of Cecil county; Samuel Cross, Alexander McCulloch, John Morris, Edward Mills, Abraham Foster, Thomas Fanning, and Henry Slight, of Baltimore county; Edward Gilpin,