

C H A P. XXVIII.

the said commissioners, and be applied to the uses directed by this act, and in default of payment, the same shall be recovered, in the name of the said commissioners, from any tenant or person refusing or delaying to pay the same, by the warrant of a justice of the peace, as in the case of small debts before a magistrate; and the clerk of the said market shall be allowed a reasonable compensation for his services, not exceeding the sum of twenty dollars per annum, to be ascertained by the said commissioners, and to be raised by voluntary contribution from the inhabitants of said town.

A meeting to be called, &c.

XIII. AND BE IT ENACTED, That the commissioners of the said town shall, on the first Monday of March, one thousand seven hundred and ninety-nine, and annually on the first Monday in March thereafter, by public notice of at least ten days, call a meeting of the inhabitants of said town who are entitled to vote, to choose commissioners for the ensuing year, at which election any justice of the peace may preside; and the said inhabitants shall then choose, *viva voce* , five discreet reputable persons, inhabitants of said town, or of Sand-town, in Queen-Anne's county, to act as commissioners for one year from and after the first day of April next ensuing; and it shall be lawful for all male white persons, residents of said town, and having a family therein, to vote at said elections for commissioners, and the five persons having the greatest number of votes at said election shall be commissioners for one year, to execute the duties of this act; and the commissioners shall, by election among themselves, fill all vacancies which may happen in their own body within the year.

By 1798, ch. 36, the privilege of voting for commissioners is extended to Sand-town, in Queen-Anne's county.

Swine not to go at large, &c.

XIV. AND BE IT ENACTED, That it shall not be lawful for any person or persons to suffer swine to go at large within the circle of one half mile from Gilpin's brick mill; and if any swine shall be found going at large within the limits aforesaid, it shall be lawful for any person to seize and impound the same, giving notice thereof at the market-house (a) aforesaid for five days successively, and if no person shall claim such swine within the five days aforesaid, and if claimed, and the owner will not pay within the said five days the sum of three shillings and nine-pence per head for each and every day such swine shall be impounded; it shall and may be lawful for the person making such seizure to sell such swine, and after deducting the sum of three shillings and nine pence per head for each and every day the said swine has been impounded, he shall pay the balance, if any, to the commissioners of said town, to be applied as is hereafter directed, if not demanded by the owner or owners of such swine in three months after the time of sale.

(a) By 1798, ch. 36, the notice may be given, (until the market-house is finished,) at any public house in Bridge-town, or in Sand-town, in Queen-Anne's county.

How fines, &c. are to be recovered, &c.

XV. AND BE IT ENACTED, That the fines, penalties and forfeitures, incurred under this act, shall be recovered before a justice of the peace, upon the complaint, on oath or affirmation; of one competent and credible witness, as other small debts are recovered, and the said penalties and forfeitures shall be paid to the commissioner first named in this act, and hereafter to his successor, having the greatest number of votes at any election for commissioners which shall hereafter take place, to be applied, under the direction of a majority of said commissioners, to the repair and support of the said market-house, or otherwise, as they in their discretion may think proper, for the improvement and regulation of the said town, and for the improvement of Sand-town, in Queen-Anne's county.

C H A P. XXIX.

A Supplement to an act, * entitled; An act to streighten and amend the several public roads in several counties, and for other purposes therein mentioned. Lib. JG. No. 2. fol. 610.

Passed 20th of Jan. 1798. * 1790, ch. 32.

WHEREAS the commissioners under the law to which this is a supplement have neglected to make a return of the plots and courses of the road leading from the court-house of Montgomery county to Benjamin Edwards's, from thence to the mouth of Monocacy, and also from the court-house by Middle-Brook mills to the Frederick county line, which said roads were adopted by the county court in March term, seventeen hundred and ninety-five;

Preamble.

II. BE IT ENACTED, by the General Assembly of Maryland, That the said commissioners, or a majority of them, are hereby required and authorised to make a return of the plots and courses of said roads, so by them laid out, to the clerk's office of said county, to be there recorded, and that the supervisor be and he is hereby required, under the direction of the levy court, to open the same; and the said roads, when so opened, shall be taken for, and they are hereby declared to be, public roads in said county, and may be repaired as other public roads are repaired.

Plot, &c. to be returned, &c.