

C H A P.
LXI.

takers or stealers, and all and every person and persons who shall buy, take or receive, any stolen horse, mare, gelding or colt, jack, jenny or mule, knowing the same to be feloniously taken or stolen, and shall be thereof convicted by confession or verdict, or will not upon arraignment answer directly according to law, or shall wilfully and of malice stand mute, or shall peremptorily challenge above twenty of the jury, shall, for every such offence or offences as aforesaid, suffer death as a felon, without benefit of clergy.

And for burn-
ing ships, &c.

II. AND BE IT ENACTED, That any person or persons who shall, after the publication of this act, maliciously, wilfully and designedly, burn any ship or other vessel, sloop, shallop or boat, of seventeen feet keel or upwards, whether laden or empty, and the aiders or abettors of such offender or offenders, being thereof convicted by due course of law, shall suffer death as a felon or felons, without benefit of clergy.

Courts may
pass judgment,
&c.

III. AND BE IT ENACTED, That the several courts of justice within this state before whom such offender shall or may be convicted, may pass such judgment as the law requires for such crimes, or they may, in their discretion, adjudge any such offender to serve and labour, agreeably to the directions of the act of assembly, entitled, An act for the more effectual punishment of criminals, passed at November session, one thousand seven hundred and ninety-three, (a)

(a) Chapter 57, the title of which is misquoted.

C H A P. LXII.

Passed 3d of
Jan. 1800.

An ACT to authorise and empower the justices of the levy court of Prince-George's county to pull down the repository of the records of the register of wills in said county. Lib. JG. No. 3. fol. 310.

Preamble.

WHEREAS, it has been represented to this general assembly, by the justices of the levy court of Prince-George's county, that the repository in Marlborough is in so ruinous a condition that it is with much difficulty the papers can be kept secure, and that the spot on which it stands is the most eligible situation on which the new court-house can be erected, and that an office will be contained in the new court-house for the register of wills; and they have prayed that a law may pass, authorising the said justices to pull down the repository aforesaid, sell the materials of the same; and apply the money towards the erecting of a new gaol; and the prayer of the petitioners appearing reasonable and just; therefore,

Repository to
be pulled down,
&c.

II. BE IT ENACTED, by the General Assembly of Maryland, That the justices of the levy court of Prince-George's county are hereby authorised and empowered to pull down, or cause to be pulled down, the repository of the register of wills, sell the materials of the same, and to apply the money towards the erecting of a new gaol; and until an office shall be prepared in the new court-house for the register of wills of the said county, the justices of the levy court be authorised and required to provide a suitable apartment for the preservation of the papers belonging to the said office, and to levy the expences thereof in like manner as other county charges.

C H A P. LXIII.

An ACT to lay out and open a public road in the upper part of Queen-Anne's county. Lib. JG. No. 3. fol. 311.

Preamble.

WHEREAS, sundry inhabitants of Queen-Anne's county, by their petition to this general assembly have set forth, that they sustain great inconvenience from the want of a public road from Richard Tilghman's, the fourth's, gate, standing on the side of the main road leading from Church Hill to the Beaver Dams, in the upper part of Queen-Anne's county, to intersect the main road leading from Church Hill to Sudler's cross-roads, by Joseph M'Conikin's, in said county; therefore,

Commissioners
appointed, &c.

II. BE IT ENACTED, by the General Assembly of Maryland, That Cornelius Comegys, Elisha Deford, Thomas Seegar, Levi Sparks and John Brown Hackett, or any three of them, be and they are hereby appointed commissioners, to survey, lay out and open, at the expence of the petitioners, a road not exceeding thirty feet in width, clear of ditches, from the gate of Richard Tilghman, the fourth, until it shall intersect the public road leading from Church Hill to Sudler's cross-roads, by Joseph M'Conikin's, in said county; and a plot of the said road, when so surveyed and laid out, shall be returned to Queen-Anne's county court, to be recorded, and shall for ever thereafter be deemed and taken to be a public highway, and repaired and improved in the same manner as other public roads in said county.

III. AND