

by aforesaid, unless such person or persons shall make it appear who it was that really killed the same, or from whom such person possessed thereof shall have received the same, or that the same was not killed contrary to the prohibition of this act.

C H A P.  
XVIII.

V. AND BE IT ENACTED, That if any master, mistress or overseer, shall wilfully suffer any servant or servants, slave or slaves, under his, her or their care and management, to hunt, kill or destroy, any deer, contrary to this act, shall forfeit the sum of thirty dollars, to be recovered and applied as before directed; and if any servant or servants, slave or slaves, do or shall hunt, kill or destroy, any deer, contrary to this act, and without the privity and knowledge of their master, mistress or overseer, and be convicted thereof before any justice of the peace, such servant or servants, slave or slaves, shall be whipped not exceeding thirty-nine lashes, at the discretion of such justice of the peace; provided always, that nothing herein contained shall extend, or be construed to extend, to prevent the owner from killing tame deer, or deer confined within parks.

Penalty on  
masters, &c.

VI. AND BE IT ENACTED, That an act, entitled, An act for the preservation of the breed of wild deer, passed at November session, seventeen hundred and eighty-nine, be and the same is hereby repealed, so far as respects the counties aforesaid.

An act repeal-  
ed, &c.

C H A P. XIX.

An ACT to release the heirs, executors and administrators, and the securities, of Charles Beckwith, late of Montgomery county, deceased, from a contract therein mentioned.

Passed 3d of  
Jan. 1800.

WHEREAS it is represented to this general assembly, by the petition of sundry inhabitants of Montgomery county, that agreeably to the act of assembly passed November session, one thousand seven hundred and ninety-seven, entitled, An act to authorise and empower the levy court of Montgomery county to assess and levy a sum of money on the assessable property thereof for the purpose of building a new gaol in said county, the commissioners appointed by said act did contract for and let the building of the gaol to a certain Charles Beckwith, and advanced to the said Beckwith the sum of one hundred and sixty pounds for the purpose of procuring materials for the gaol aforesaid, and that soon after the said Charles Beckwith died, leaving a widow, who is unable to comply with the contract aforesaid: And whereas it is further represented by said petition, that the county would derive considerable advantage if a law was to pass releasing the heirs, executors and administrators, and the securities, of the said Charles Beckwith, from the contract aforesaid, and authorising the commissioners appointed by the act aforesaid to proceed to contract with some other person or persons to erect a gaol in said county, and it appearing to this general assembly to be reasonable and proper; therefore,

Preamble.

II. BE IT ENACTED, by the General Assembly of Maryland, That the heirs, executors and administrators, and also the securities, of the said Charles Beckwith, be and they are hereby released and exonerated from all and every contract or contracts entered into with the commissioners aforesaid, or either of them, by the said Charles Beckwith, in any manner respecting the gaol aforesaid, provided the heirs, executors and administrators, or the securities, of the said Charles Beckwith, or either of them, shall, on or before the first day of March next, return to the aforesaid commissioners all sums of money advanced by them, or either of them, to the said Charles Beckwith, for the purpose aforesaid, with legal interest on the same from the time such advance took place.

Heirs, &c. re-  
leased. &c.

III. BE IT ENACTED, That if the heirs, executors or administrators, or the securities, of the said Charles Beckwith, or either of them, shall comply with the provisions of this act, that then the commissioners appointed by the act aforesaid are hereby authorised to proceed under the said act in the same manner as if no contract had ever taken place.

On complying  
commissioners  
to proceed, &c.

C H A P. XX.

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 Michael O'Daniel.

Passed 3d of  
Jan. 1800.

WHEREAS Michael O'Daniel, of Montgomery county, by his petition to this general assembly hath set forth, that he is very old and infirm, and frequently attacked with the rheumatism,

Preamble.