

C H A P. XXXIX.

A Supplement to an act, entitled, An act to prohibit the raising of swine and geese in Princess-Anne-town, in Somerset county.

Passed 8th of January, 1803.

BE IT ENACTED, by the General Assembly of Maryland, That from and after the first day of April, eighteen hundred and three, it shall not be lawful for any person or persons to keep or raise any swine within the limits of Princess-Anne-town, in Somerset county, (except in styes or other enclosures,) and if any swine, after the said first day of April, shall be found going at large within the limits of said town, it shall be the duty of the town patroller, upon the information of any of the inhabitants thereof, or upon his own view, to seize, secure, and detain in his custody, all such swine so found going at large, until the owner or owners of such swine, so taken up, shall pay to him the sum of two dollars, if an inhabitant, and the sum of one dollar, if not an inhabitant, of said town, which money, so paid, shall be accounted for by the said patroller, and paid to the overseer of the streets of said town, except the sum of one shilling and six-pence for each and every hog so taken up, to be retained by the said patroller for his trouble for each and every such swine so seized; and in case such owner or owners shall refuse to pay the said sum of two dollars, if an inhabitant, or the sum of one dollar, if not an inhabitant, of said town, then the said patroller shall dispose of such swine at public sale to the highest bidder, and the money arising from the sale thereof shall be accounted for and paid over as aforesaid, except the sum aforesaid.

Swine not to go at large, &c.

II. AND BE IT ENACTED, That whensoever any swine shall be taken up and secured by virtue of this law, it shall be the duty of the patroller to advertise the same at the court house door, and at each tavern in the town aforesaid, describing the marks and size of such swine, in order to ascertain the owner or owners thereof; and in case the owner or owners of such swine shall not make claim to such swine within the space of seven days thereafter, and pay him the sum of two dollars, if an inhabitant, or the sum of one dollar, if not an inhabitant, as the case may be, then the said patroller shall also dispose of the same at public sale to the highest bidder, and the money arising from the sale thereof shall be paid over as aforesaid, except the sum aforesaid.

When taken up, to be advertised, &c.

III. AND BE IT ENACTED, That if the patroller of said town shall neglect or refuse to execute any of the duties imposed on him by this act, he shall forfeit and pay to the overseer of the streets aforesaid the sum of five dollars for each and every omission of his said duty, to be recovered by the said overseer before any justice of the peace for Somerset county as other small debts are recovered, and in case of such neglect or refusal by the said patroller to do the duties imposed on him by this act, then it shall be the duty of the constable of said town to execute such duties in the same manner as the said patroller is authorised to do, and shall be allowed the same compensation for his trouble, and shall forfeit the same penalty in case of neglect or refusal to act, to be paid and recovered as before directed by this act.

Penalty on patroller for neglect, &c.

IV. AND BE IT ENACTED, That it shall and may be lawful for the said patroller or constable, as the case may be, when any of the swine or hogs so taken up and confined shall be sold, or redeemed by the owner, to receive and retain the further sum of six cents for each and every day he shall keep the said swine or hogs, to be paid out of the proceeds of any monies which may be produced by said sale, or to be paid by the owner as aforesaid.

When swine are sold, six cents to be retained, &c.

V. AND BE IT ENACTED, That all monies paid over and received by the overseer of the streets aforesaid shall be applied by him towards repairing and keeping in order the streets of said town.

Monies, how to be applied, &c.

C H A P. XL.

An ACT to authorise and empower Judith C. Moale and Thomas Moale, of the city of Baltimore, to lease and demise the real estate of Richard Halton Moale, deceased, for the purposes therein mentioned.

Passed 8th of January, 1803.

WHEREAS it is represented to this general assembly, that Richard Halton Moale, of the city of Baltimore, hath departed this life intestate, seized and possessed of sundry lots and parcels of ground in the said city, and also of a tract or parcel of land situate near the said city, called Moale's Point; that if the said real estate was let out to tenants on improveable leases, under an annual ground-rent, the proceeds thereof would support and maintain the widow and three infant children

Preamble.