

C H A P. XLIV.

expressed, which freeholders, upon their oath, to be administered by some justice of the peace, shall inquire what damages the said Potets have sustained by reason of said road passing over their land, and the said jury are hereby required to consider the convenience, benefit and advantage, (if any,) by reason of the said road passing over their land; and the constable shall return the verdict of the said jury, or a majority of them, under their hands and seals, to such justice or justices, who shall award accordingly, and make return thereof to the next levy court of said county, who are hereby authorised to levy the damages so awarded, and costs; provided always, that if the jury should be of opinion that no damages were sustained, that then and in that case the said Thomas Potet and Thomas Potet, junior, shall pay all costs of such inquiry.

Passed 3d of Jan. 1807.

C H A P. XLV.

A Further supplement to the act, entitled, An act for erecting a village at Choptank bridge, in Caroline county, and for other purposes therein mentioned.

Preamble.

WHEREAS it is represented to this general assembly, by a petition from sundry inhabitants in the village of Greensborough, in Caroline county, that the quantity of one hundred acres of land, which the commissioners were authorised to lay off for the said village by the act to which this is a supplement, is not sufficient for the said purpose, and likewise that it is with difficulty a bailiff can be prevailed upon to serve; therefore,

Commissioners to lay off land, &c.

II. BE IT ENACTED, by the General Assembly of Maryland, That the commissioners, appointed in virtue of the act to which this is a supplement, shall have power, and they are hereby authorised and empowered, to lay off, in the most contiguous manner practicable, not exceeding two hundred acres of land, and the same, when surveyed, to be erected into a village, as directed by the act to which this is a supplement.

Levy expences, &c.

III. AND BE IT ENACTED, That the said commissioners, or a major part of them, unless it can be done in any other proper manner, shall have full power to levy, assess and take, by distress, if needful, from the inhabitants of said village, by even and equal proportions, agreeable to their property held in said village, as assessed by the county assessor, a sum not exceeding five pounds of ready money, to defray the expences of surveying the said village, and for recording the said certificate.

And appoint a bailiff, &c.

IV. AND BE IT ENACTED, That the commissioners aforesaid, or a majority of them, may appoint a bailiff for the said village, who shall be a resident of said village, and when so appointed shall, on refusing to perform the duties thereof, be liable to a fine, not exceeding twenty dollars, provided nevertheless, that no person shall be compelled to serve as bailiff more than one year in seven, unless with his own consent he shall accept of a second appointment, and in such case he may be compelled to serve the time for which he may have been appointed, under a like penalty as aforesaid.

Bailiff to take an oath, &c.

V. AND BE IT ENACTED, That the bailiff of the said village shall, as soon as may be after his appointment as such, make oath, or affirmation, as the case may be, before any justice of the peace of the said county, that he will faithfully and impartially perform the duties required of him by this act.

He may seize geese, &c.

VI. AND BE IT ENACTED, That it shall and may be lawful for the bailiff of said village, after having been appointed and qualified as aforesaid, and he is hereby required, to seize and secure any geese or swine that may be found running at large within the limits of said village belonging to any person residing therein, and the same remain in his possession, till the owner or owners thereof shall pay the sum of five shillings for every hog, or half dozen geese, and a proportionable sum for every goose, so taken up, one half for the use of the bailiff taking up and securing the same, and the other half to be applied to the use and improvement of said village, in such manner as the commissioners, or a majority of them, shall direct; and in case the owner or owners of swine and geese, seized and secured as aforesaid, shall not, within three days after notice of such seizure, pay the aforesaid sum of five shillings for every hog or half dozen geese, and in proportion for every goose, seized as aforesaid, to the bailiff of said town, in such case the whole of such seizure shall be forfeited for the uses aforesaid; and it shall be lawful for the bailiff to sell the same at public sale, after giving five days notice of said sale in the said village, between the hours of nine and twelve o'clock in the forenoon of said day, and to apply the monies arising from such sale to the uses aforesaid.