

C H A P.
XCV.

herself or themselves aggrieved by such valuation and assessment of damages, made or to be made by the commissioners respectively, it shall and may be lawful for any justice of the peace, on his, her or their application, to issue his warrant, under his hand and seal, directed to the sheriff of the county, commanding him to summon five disinterested men, qualified by law to serve as jurors in the county court, to meet on the premises on a certain day, of which six days notice at least shall be given to the party or parties interested, and the said jurors, when so met, and having each first taken an oath before some justice of the peace, that he will, without favour, affection, prejudice or partiality, assess the damages sustained by the person or persons at whose request such inquisition shall be taken, by reason of opening the aforesaid road through his, her or their land, shall thereupon proceed to assess and value the damages accordingly, taking into consideration the advantages and disadvantages, if any, and such inquisition and valuation shall be final and conclusive between the parties respectively; provided, that in case the damages or valuation allowed by said inquisition shall not exceed the allowance which shall have been made by the commissioners, the party applying for said jury shall pay all cost incurred by reason of such application.

C H A P. XCVI.

Passed 4th of
Jan. 1807

An ACT to prevent swine from going at large in North Sassafras, West Sassafras and Bohemia Hundreds, in Cæcil county.

Swine not to
go at large, &c.

BE IT ENACTED, *by the General Assembly of Maryland,* That from and after the first day of June next, no swine shall be suffered to go and remain at large within North Sassafras, West Sassafras and Bohemia Hundreds, in Cæcil county; and if, after the day above mentioned, any swine shall be found going and remaining at large within the aforesaid hundreds in said county, it shall and may be lawful for any person or persons to impound the same, and if impounded, such person or persons shall immediately give notice, by advertisements set up at the most public places in the hundred where the said swine were found, describing the swine so impounded, and if the owner or owners shall not, within ten days after the setting up said advertisements, prove his or her property therein, and make compensation for the injury, if any, which may have been sustained by any inhabitant of either of the aforesaid hundreds, to be ascertained by any two disinterested persons, inhabitants of the hundred wherein the said swine are impounded, and shall not pay, for every such swine the sum of twenty-five cents for every day it shall have been so impounded, it shall and may be lawful for the person or persons so impounding as aforesaid to sell, or kill the same, and the person or persons so selling or killing the said swine, shall deduct the costs and damages out of the sale or value thereof, to be ascertained by two disinterested persons of the hundred where such swine were impounded, and the overplus, after said deduction, the person or persons so selling or killing the said swine shall pay to the owner or owners thereof.

General issue
pleadable, &c.

II. AND BE IT ENACTED, That if any person or persons shall be sued or impleaded for selling or killing any such swine as aforesaid, the defendant or defendants may plead the general issue, and give this act and the special matter in evidence; provided, that nothing in this act contained shall be construed to extend to any part of Cæcil county further than is herein above mentioned.

C H A P. XCVII.

Passed 4th of
Jan. 1807.
Preamble.

An ACT for the payment of the journal of accounts.

WHEREAS it appears by the journal of accounts of this session, that there is due from this state the sum of twenty-seven thousand nine hundred and seventy-three dollars and twenty-two cents,

Treasurer to
pay, &c.

II. BE IT ENACTED, *by the General Assembly of Maryland,* That the treasurer of the western shore shall and he is hereby authorised and required to pay the several persons, their executors, administrators, assigns or order, or to such of them as shall offer to receive the same, the several sums of current money allowed to them respectively, as they appear to be settled and ascertained by the said journal of accounts, out of any money now in the treasury, or that shall come into the treasury, subject to the appropriation of the general assembly.

C H A P. XCVIII.

Passed 4th of
Jan. 1807.

A Supplement to an act, entitled, An act for the relief of sundry insolvent debtors.

Preamble.

WHEREAS doubts have arisen on the construction of several of the provisions of the act of the general assembly of Maryland, passed at November session, one thousand eight hundred and five, entitled, An act for the relief of sundry insolvent debtors, and the said law in some in-