

C H A P.
XCI.
Except from
Sept. 30, &c.

II. AND BE IT ENACTED, That after the expiration of the aforesaid term of three years, no person or persons whatsoever shall shoot, kill, or otherwise destroy, any deer, except from the last day of September to the fifteenth day of November yearly, under the penalty aforesaid.

Person to be
considered the
killer, &c.

III. AND BE IT ENACTED, That any person or persons whatsoever, in whose hands or custody any deer's flesh or deer's skin or skins shall be found, that shall appear to have been killed contrary to this act, shall be deemed, taken and adjudged, the killer or destroyer of such deer, and liable to the penalty 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.

Penalty on
masters, &c.

IV. 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.

Laws repealed.

V. AND BE IT ENACTED, That all laws heretofore passed for the preservation of the breed of wild deer, so far as respects Dorchester county, be and the same are hereby repealed.

C H A P. XCII.

Passed 24th of
Dec. 1808.

An ACT to re-value the work done on the Baltimore and York-town turnpike road.

Preamble.

WHEREAS it is represented to this general assembly, that a majority of the commissioners heretofore appointed, pursuant to law, to value the work done on the Baltimore and York-town turnpike road, have valued the same considerably more than it was worth; therefore,

Court to ap-
point persons,
&c.

II. BE IT ENACTED, by the General Assembly of Maryland, That the levy court of Baltimore county, at their next meeting, or so soon as may be, shall be and they are hereby authorised and directed to appoint three persons, such as they may deem suitable, due notice of which appointment, in writing, with the names of the persons appointed, shall be given to the president and managers of the said Baltimore and York-town turnpike road, and upon such notice being given, the said president and managers shall appoint a like number on the part of their company, within ten days after being informed as aforesaid of the appointment by the levy court, and shall immediately give notice thereof to the said persons appointed by the levy court, which six commissioners, so appointed, shall within ten days after the notice last aforesaid, meet and proceed to choose from out the next adjoining counties to the said road, three other persons, such as they may deem suitable, which nine persons, after being duly qualified before some justice of the peace, truly and impartially to estimate the value of the turnpike improvements which have been made on the said road before the same was taken by the said president and managers, shall compose a commission, neither of which shall be interested in the stock of the said road, and shall proceed to value and determine the value of the improvements on the said road, at the time the same was taken by, and delivered up to, the said president and managers, and deliver a copy of their said award, within twenty days after the day of the first meeting of said commissioners, under their respective hands and seals, or in case of disagreement, a majority of the said commissioners shall sign and seal the same, and deliver one such copy thereof to the clerk of the levy court of Baltimore county, and another copy to the president and managers of the said road each, provided they accept to act under such appointment, under the penalty of five hundred dollars, one half thereof to the use of the said county, and the other half for the use of the said company, to be recovered by action of debt; and the said road shall, upon returning and filing of said award with the clerk of Baltimore county levy court, become the property of the said company at the said valuation, and no more, they first paying each commissioner, so chosen to determine the value of said road, the sum of five dollars for each day by him employed in viewing said road, and in making such valuation; and if it shall so happen that any of the said commissioners shall die, resign, or refuse to act, the justices of the levy court, or such person as they may appoint for that purpose, and the said company, shall forthwith proceed to fill up such vacancies; provided, that nothing herein contained shall be construed to authorise any member of the said levy court who may