

DEC. SESS.
1813.

and empowered to view and assess the damages if any, which in their judgment the said Nicholas Hall shall have sustained by the locating and making of a road through his lands, which was laid out in pursuance of an act passed at November session eighteen hundred and eight, entitled, An act to open and establish a road from near the old glass works called New Bremen in Frederick county, to intersect the Baltimore and Frederick-Town turnpike road, at the town of New-Market in the said county, and that the said commissioners or a majority of them shall make out, and return under their hands and seals a fair valuation of the damages aforesaid to the levy court of Frederick county, who shall assess and levy the same on the assessable property of said county, to be collected as other public assessments are collected, and paid over to the said Nicholas Hall, his executors, administrators or assigns.

2. AND BE IT ENACTED, That the said commissioners before they act as such shall take an oath before some justice of the peace, that they will without favor or affection, prejudice or partiality, execute the powers vested in them by this act.

Commissioners shall take an oath.

CHAPTER 91.

A supplement to the act entitled, an act for the preservation of the breed of Fish.

Passed Jan. 24, 1814.

Section 1. BE IT ENACTED by the General Assembly of Maryland, That it shall not be lawful for any person or persons to erect pots or other devices in the river Susquehanna, for taking of fish, whereby the slats in the bottom thereof shall be more than one and an half inch wide, or any two of them shall be put or placed closer together than three quarters of an inch, with the square edges taken off, so as to round the top of the same, to prevent the distruction of small shad, nor shall any fishing dam be erected that will impede the navigation of the said river.

Pots and dams.

2. AND BE IT ENACTED, That if any person or persons whatsoever, from and after the first day of May next, shall erect any fishing dam so as to impede the navigation of the said river, or erect fishing pots, or other devices whatsoever, for taking of fish within the river aforesaid, wherein the bottom slats shall be more than one and an half inches wide, or placed closer together than three quarters of an inch, or not rounded on the top part, or shall be aiding, assisting or abetting in building, setting up, repairing or maintaining such fish dam, or such fishing pots, or any other devices whatsoever, for taking of fish in the river aforesaid, by which young shad may be taken, destroyed or obstructed from coming down the said river, every such person or persons so offending contrary to the true intent and meaning of this act, being legally convicted thereof by the oath of

Persons offending against this act fined.