

C H A P.
XVII.
Carters to have
marked stan-
dards, &c.

XXXVI. AND BE IT ENACTED, That every waggoner, carter or drayman, employed to haul wood for the inhabitants of said town, shall have in his said waggon or cart, of his own property, a sufficient number of hewn standards, for preventing the wood from falling off, marked with the initial letters of his christian and surnames on the outer side of the said standards, under the penalty of five shillings; and that if any waggoner, carter or drayman, shall take and appropriate any wood belonging to any of the inhabitants aforesaid which he shall be hired to haul, or shall not deliver it to the true owner or purchaser thereof, every such person so offending shall forfeit and pay two shillings for every stick or piece of wood so appropriated or detained from the owner or purchaser thereof, being first legally convicted of the said offence before any justice of the peace.

Proviso.

XXXVII. PROVIDED, That if any person shall conceive himself or herself aggrieved by any judgment given by virtue of this act, if the same shall exceed the sum of forty shillings, or the value thereof, it shall and may be lawful, within the space of six days next after judgment, but not after, to appeal therefrom to the next county court to be held for said county, he, she or they, first entering into recognizance, with one sufficient security, in such sum as shall be sufficient to answer the said penalty or value of the thing forfeited, together with all costs as shall be awarded, to prosecute the said appeal to effect, and to abide the order and judgment of the said court, which said court is hereby authorized to receive the said appeal, and to proceed therein according to usage and practice in cases of appeals.

Proviso.

XXXVIII. PROVIDED ALSO, That if any person or persons be sued or prosecuted for any thing done in pursuance of this act, he, she or they, may plead the general issue, and give this act and the special matter in evidence for their justification; and if the plaintiff or prosecutor become nonsuit, or suffer a discontinuance, or if any verdict pass against him, the defendant shall have treble costs, to be recovered as in cases where costs by law are given to defendants.

Persons to be
appointed, &c.

XXXIX. AND, whereas the laws to prevent the going at large of hogs in the streets, lanes and alleys, of said town, are found insufficient, and as great injury arises to the streets from said animals going at large, therefore, BE IT ENACTED, That the special commissioners appoint a proper person or persons to seize all the hogs found at large in the said streets, lanes, or alleys, and sell the same, for the use of paving and repairing the said streets, paying to the persons so seizing said hogs a reasonable reward.

Special com-
missioners to be
elected, &c.

XL. AND, in order to perpetuate the said special commissioners for the above-mentioned purposes, BE IT ENACTED, That it shall be lawful for the inhabitants of the town of Baltimore, qualified to vote for delegates, or having real property in said town above thirty pounds, on the first Monday in October, in the year of our Lord one thousand seven hundred and eighty-six, to elect by ballot, at the usual place of holding elections, nine proper persons, qualified to be delegates for the general assembly, to be electors of the said special commissioners; and that the electors so chosen shall meet at the court-house, or other public building, and proceed to elect by ballot, either out of their own body, or the inhabitants of the town at large, seven special commissioners; that the seven who shall, on striking the ballots, have the greatest numbers in their favour, shall be declared duly elected, and their names and election specified in the public news-paper by the said electors, but if two or more shall have an equal number of ballots in their favour, then the election to be determined in the manner prescribed in the form of government for the election of senators; that the persons elected must have been residents in the said town three whole years next preceding the election, and must have real or personal property in the said town above the value of five hundred pounds current money; that the commissioners so elected may and shall continue in the office for the space of five years, unless removed by death, resignation or otherwise, and that an election for special commissioners be held every five years on the first Monday in October.

Commissioners
continued, &c.

XLI. BE IT ENACTED, That the special commissioners, appointed by an act, entitled, (a) An act for the speedy application of the monies appropriated for repairing the streets in Baltimore-town, in Baltimore county, are hereby continued special commissioners, and empowered to discharge all and the several duties, matters and things, required by this act, till the first Monday in October, seven-teen hundred and eighty-six, and no longer, unless re-elected.

(a) April, 1782, ch. 39.

Electors to take
an oath, &c.

XLII. AND BE IT ENACTED, That the electors, immediately on their meeting, and before they proceed to the election of the aforesaid officers, take an oath, to elect, without favour or partiality, such persons for special commissioners, as they, in their judgment and conscience, believe best qualified for said office.

XLIII. AND