

the county where such flat, boat or other vessel, is taken up and secured as aforesaid, which said justice of the peace shall and he is hereby required to deliver to the party giving such notice, an advertisement, describing in the best manner the built and marks of such flat, boat or other vessel, and the name of such person, and place of his abode, copies of which advertisement the said party shall, within ten days after the date thereof, cause to be set up in the most public places of the said county, and, within thirty days after such date, procure the same to be inserted in the Maryland Gazette, and shall deliver the same boat or other vessel to the owner thereof, upon payment of reasonable cost and charges for the same, he or they first proving the property, by his or their own oath, or otherwise, before some justice of the peace.

SEC. 3. *And be it further enacted*, That if any person or persons, after the said last day of March, shall take up and secure any flat, boat or other vessel, drove from any place of mooring, landing or harbour, or from any other vessel, and shall not do and perform what is by this act required, shall forfeit and pay to the owner or owners of such flat, boat or vessel, the sum of fifty shillings current money, to be recovered in a summary way before one justice of the peace of the county where the party accused doth reside.

Penalty for not doing what is required.

SEC. 4. *Provided always*, That in case any such flat, boat or other vessel, shall be taken up on the east side of Chesapeake bay, or the north side of Susquehanna river, in the winter season, when it may so happen that by reason of the ice no intercourse may be had with the city of Annapolis, that then and in such case it shall and may be lawful for the person or persons taking such flat, boat or other vessel, into his or their custody or care, to cause such advertisement as is herein before directed to be inserted in the Maryland Gazette within thirty days after the obstruction of such intercourse or communication with the said city of Annapolis shall or may be removed.

Proviso.

Made perpetual by 1763, ch. 8.

#### CHAPTER 16.

AN ACT for Repairing the Public Roads in this province.

The very many modifications of the road laws, applicable to particular counties, has deprived this law of its general character.

#### CHAPTER 17.

AN ACT for regulating Judicial Proceedings.

WHEREAS in actions of trover and conversion, and actions of detinue, special bail by the order and course of law is not granted, and for that many persons commencing such suits, for want of special bail therein, have often lost the effects of their

Preamble.