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SUPPLEMENT.

Laws---General.

[CHAPTER 162.]

AN ACT

To repeal section seventeen of Article 96, of the Code of Public General Laws, title Weights and Measures, and to re-enact the same with amendments.

Section 1. Be it enacted by the General Assembly of Maryland, That section seventeen, of Article 96, of the Code of Public General Laws, entitled Weights and Measures, be, and the same is hereby, repealed and re-enacted as follows:

Sec. 17. Oats shall be bought and sold in this State by struck measure or by weight, at the rate of twenty-six pounds to the bushel.

Sec. 2. And be it enacted, That this Act shall take effect from the date of its passage.

We hereby certify that the aforegoing is a true and perfect copy of an Act passed the General Assembly of Maryland, at the January Session, 1872.

AUGUSTUS GASSAWAY,
Secretary of the Senate.
MILTON Y. KIDD,
Chief Clerk House of Delegates.

Approved April 1, 1872.

[CHAPTER 167.]

AN ACT

To repeal sections 7 and 8 of Article 71, of the Code of Public General Laws, entitled Oysters, as amended and re-enacted by the Act of eighteen hundred and seventy, chapter three hundred and sixty-four, regulating the taking and catching of Oysters with rakes and tongs, and requiring a license therefor, and to re-enact the same to read as follows:

Section 1. Be it enacted by the General Assembly of Maryland, That sections 7 and 8 of Article 71, of the Code of Public General Laws, entitled Oysters, as amended and re-enacted by the Act of eighteen hundred and seventy, chapter three hundred and sixty-four, be, and the same are hereby, repealed and re-enacted, so as to read as follows:

Sec. 7 Be it enacted, That any resident of this State owning or having in his possession any canoe or other boat under Custom House tonnage, and desiring to use said canoe or boat in taking or catching oysters for sale, with rakes or tongs, in any of the waters of this State, shall first obtain by application to the Clerk of the Circuit Court of the county, wherein he may desire or intend to use the said canoe or boat in taking or catching oysters for sale with rakes or tongs, a license therefor, and such license shall have effect from the first day of June, in the year in which it may have been obtained, to the first day of June next succeeding; provided, that such license shall not authorize the use of said canoe or boat in taking or catching oysters in any creek, river, cove, inlet, bay or sound within the limits of any county, other than that, wherein the licenses shall have been granted.

Sec. 8. Be it enacted, That each and every license to take or catch oysters for sale, with rakes or tongs, shall state the name and residence of the person, to whom the same is to be granted, the number, together with the length (to be obtained by top or over all measurement) of the canoe or other boat to be licensed, the county in which the same is to be used, and the period at which such license will expire; and every applicant for such license shall pay to the Clerk of the Court of the county where such license may be granted, and before the issuing and delivering of the same according to the following rates, viz: for any canoe or boat measuring in length twenty feet or less, the sum of two dollars; measuring from twenty to twenty-five feet, the sum of three dollars; measuring from twenty-five to thirty feet, the sum of four dollars, and all over thirty feet in length, including sloops under Custom House tonnage, the sum of five dollars.

Sec. 2. And be it enacted, That this Act shall take effect from the date of its passage.

We hereby certify, that the aforegoing is a true and perfect copy of an Act passed the General Assembly of Maryland, at the January Session, 1872

AUGUSTUS GASSAWAY,
Secretary of the Senate.
MILTON Y. KIDD,
Chief Clerk House of Delegates.

Approved April 1, 1872.

[CHAPTER 173.]

AN ACT

Ceding to the United States of America jurisdiction over the land contained within the enclosures of the National Cemetery, near Annapolis.

Section 1. Be it enacted by the General Assembly of Maryland, That jurisdiction and control over the lands conveyed by Nicholas Brewer Executor of Nicholas Brewer, deceased, to the United States of America as a National Cemetery, by deed bearing date, 28th day of July, 1871, duly executed, acknowledged and recorded in Liber S. H., number 5, folio 583, one of the land record books of Anne Arundel county be, and the same are hereby granted and ceded to the said United States of America, which said lands are a part of the lands called "Todd's Range," lying and being in Anne Arundel county, and located on the north side of the county road from Carroll's Lane to the City of Annapolis, and contained within the following metes, bounds, courses and distances, to wit: Beginning at a post on the south-west corner of the said National Cemetery, and north side of the said county road, and running from thence and bounding on the north side of the said county road, as follows: South, eighty and three-fourth degrees; East, eleven and nine-tenth perches to the centre of the road leading from the Strawberry Hill farm, to the City of Annapolis; thence running down the centre of said road as follows: North, eight and one-half degrees; East, seventeen and six-tenth perches; North seventeen and one-half degrees, East twenty-two perches; thence leaving said road and running around and abounding on the wall enclosing the said grounds laid out as a National Cemetery, as follows: North, fifty-five and one-fourth degrees, West, five and one-half perches; South, sixty-nine and three-fourth degrees; West, fourteen perches; South thirty-three and one-half degrees; West, four and one-half perches; South, nine degrees; West four and one-half perches; South, twenty-seven and one-fourth degrees; West, five and one-half perches; South, one-fourth degree; West, eight perches; thence South, nine and three-fourth degrees; East fourteen and one-tenth perches, to the beginning post; containing about four and one-eighth acres of land, more or less; Provided, always, that the cession and jurisdiction are granted upon the express condition that this Commonwealth shall retain a concurrent jurisdiction with the United States, in and on the said ceded lands, so far as that all civil and such criminal process as may issue under the authority of this State against any person or persons charged with crimes committed without the limits of said National Cemetery and in the State of Maryland, may be executed therein in the same way and manner as though this cession and consent had never been made and granted, except so far as such process may effect the real and personal property of the United States within the limits of the said National Cemetery.

Sec. 2 And be it enacted, That the lands conveyed as aforesaid, and over which the jurisdiction is granted by this Act, together with all personal property, which may hereafter be within the bounds thereof, belonging to the United States, or to any of the officers or agents of the United States, shall be exhonorated and discharged from all taxes and assessments which may be at any time imposed by the authority of this State, so long as the said lands are and shall remain the property of the United States, and be used for the purposes aforesaid.

Sec. 3. And be it enacted, That this Act shall take effect from the date of its passage.

We hereby certify, that the aforegoing is a true and perfect copy of an Act passed the General Assembly of Maryland, at the January Session, 1872.

AUGUSTUS GASSAWAY,
Secretary of the Senate.
MILTON Y. KIDD,
Chief Clerk House of Delegates.

Approved, April 1, 1872.

Laws---General,

[CHAPTER 371.]

AN ACT

To repeal section twelve, of Article twenty-eight, of the Code of Public General Laws, title "County Commissioners," and re-enant the same with amendments.

Section 1. Be it enacted by the General Assembly of Maryland, That section twelve, of Article twenty-eight, of the Code of Public General Laws, title "County Commissioners," be, and the same is hereby, repealed, and re-enacted with amendments, so as to read as follows:

Sec. 12. The County Commissioners of the several counties shall each receive three dollars per day, for each day they shall be engaged in the discharge of their duties—and mileage at the rate of ten cents for every mile over five miles from their places of residences—except the County Commissioners of Baltimore county, who shall have and receive a salary of one thousand dollars per year each, including mileage, payable monthly by the treasurer of said county; and said Commissioners of Baltimore county are hereby required and directed to meet at their office, in the Court House at Towsontown, two days in each and every week (Tuesday and Wednesdays,) and to meet daily from the first Tuesday in March, until after the annual levy is made for the transaction of the public business.

Sec. 2. And be it enacted, That the said County Commissioners shall, within ten days after the passage of this Act, file a bond in the office of the Clerk of the Circuit Court for Baltimore county, to be approved of by the Judge or Judges of said Court, in the sum of two thousand five hundred dollars, for the faithful performance of their duties.

Sec. 3. And be it enacted, That this Act shall take effect from the date of its passage.

We hereby certify, that the aforegoing is a true and perfect copy of an Act passed the General Assembly of Maryland at the January Session, 1872.

AUGUSTUS GASSAWAY,
Secretary of the Senate.
MILTON Y. KIDD,
Chief Clerk House of Delegates.

Approved April 1, 1872.

[CHAPTER 40.]

AN ACT

To repeal section fifteen, Article fifty, entitled "Juries," of the Code of Public General Laws, and to re-enact the same with amendments, giving to the State the right of peremptory challenge in certain cases.

Section 1. Be it enacted by the General Assembly of Maryland, That section fifteen of Article fifty, of the Code of Public General Laws, entitled "Juries," be, and the same are hereby repeal d, and the following section enacted in lieu thereof:

Sec. 15. The right of peremptory challenge shall be allowed to any person who shall be tried on presentment or indictment for any crime or misdemeanor—the punishment whereof by law, is death or confinement in the penitentiary—and to the State on the trial of such indictment or presentment; but the accused shall not challenge more than twenty, nor the State more than four jurors, without assigning cause.

Sec 2 Be it enacted, That this Act shall take effect from the date of its passage.

We hereby certify, that the aforegoing is a true and perfect copy of an Act passed the General Assembly of Maryland, at the January Session, 1872.

AUGUSTUS GASSAWAY,
Secretary of the Senate.
MILTON Y. KIDD,
Chief Clerk House of Delegates.

Approved February 26, 1872.

[CHAPTER 255.]

AN ACT

To repeal section forty-six, of Article eighty-one, of the Code of Public General Laws, entitled "Revenue and Taxes," and to re-enact the same with amendments.

Sec 1. Be it enacted by the General Assembly of Maryland, That section forty-six, of Article eighty-one, of the Code of Public General Laws, entitled "Revenue and Taxes," be, and the same is hereby repealed, and re-enacted so as to read as follows:

Sec. 46. All persons and incorporate institutions that shall pay their State taxes on or before the first day of September of the year for which they were levied, shall be entitled to a deduction of five per centum on the amount of said taxes; all that shall pay the same on or before the first day of October of the said year, shall be entitled to a deduction of four per centum; and all that shall pay the same on or before the first day of November of the said year, shall be entitled to a deduction of three per centum; and at the time of receiving said taxes the Collector shall make the deduction aforesaid, and note the same upon the receipts given to the persons or incorporated institutions so paying; but nothing herein contained shall extend to the taxes payable on the public debt of Maryland, or the stock loans of the City of Baltimore.

Sec. 2. And be it further enacted, That this Act shall take effect from and after the date of its passage.

We hereby certify that the aforegoing is a true and perfect copy of an Act passed the General Assembly of Maryland, at the January Session, 1872.

AUGUSTUS GASSAWAY,
Secretary of the Senate.
MILTON Y. KIDD,
Chief Clerk House of Delegates.

Approved April 1st, 1872.

[CHAPTER 266.]

AN ACT

To repeal section twenty-seven, of Article eighty-one, of the Code of Public General Laws, entitled "Revenue and Taxes," and to re-enact the same with amendments, so as to make an uniform date for levying the State Taxes in the several counties and the city of Baltimore.

Section 1. Be it enacted by the General Assembly of Maryland, That section twenty-seven, of Article eighty-one, of the Code of Public General Laws, entitled "Revenue and Taxes," be, and the same is hereby repealed, and re-enacted with amendments so as to read as follows:

Sec. 27. It shall be the duty of the County Commissioners of the several counties, and Mayor and City Council of the city of Baltimore annually, on the second Monday of April, to impose the State taxes prescribed by law; and if the County Commissioners of any county, or the Mayor and City Council of the city of Baltimore, shall fail to impose the said taxes before the first day of July, in any year, the Clerk of the said county or the Register of the city of Baltimore, as the case may be, shall give notice thereof to the Governor, within twenty days after such failure; and thereupon the Governor shall appoint a tax board of three persons in the county or city so failing, a majority of whom shall have power to act, and whose duty it shall be forthwith to levy said taxes, and place the same in the hands of the Collectors of the tax for such county or city.

Sec. 2. And be it further enacted, That this Act shall take effect from and after the date of its passage.

We hereby certify, that the aforegoing is a true and perfect copy of an Act passed the General Assembly of Maryland, at the January Session, 1872.

AUGUSTUS GASSAWAY,
Secretary of the Senate.
MILTON Y. KIDD,
Chief Clerk House of Delegates.

Approved April 1, 1872.

Laws--- General,

[CHAPTER 196.]

AN ACT

To authorize the Comptroller of the Treasury to adjust and settle the accounts due by Collectors, Sheriffs, Clerks, Registers and other receivers of public moneys, in cases where the indebtedness accrued prior to, and including the year eighteen hundred and sixty-nine.

Section 1. Be it enacted by the General Assembly of Maryland, That the Comptroller of the Treasury be, and he is hereby, authorized and empowered to adjust and settle the claims of the State against all Collectors, Sheriffs, Clerks, Registers, and other Collectors or Receivers of public moneys, and their securities in all cases where said claims accrued prior to, and including the year eighteen hundred and sixty-nine, and whether said claims be now in the form of judgments or otherwise, and for the purpose of closing all such cases, the Comptroller is hereby fully authorized to compromise the same by abating the interest that has accrued or any portion thereof or any part of the principal debt in his discretion, so as to best subserve the interests of the State, and shall grant discharges to the said parties and their securities, upon the payment into the Treasury of the amount required by him to be paid in settlement as aforesaid; provided, however, that the Governor and Treasurer, for the time being, shall each approve in writing of any such abatement before the same shall be effective; and provided further, that no discharge or acquittance under this Act shall be effective, unless the party or parties to be benefitted by the same, shall first pay the State's Attorney, who shall have the case in hand the legal fees, and also all fees of Clerks and Sheriffs.

Sec. 2. And be it enacted, That the State's Attorneys shall, when required, render unto the Comptroller all the assistance he may require in the adjustment and settlement of the aforesaid claims, and the said State's Attorneys shall have power to examine evidence, and take and certify to affidavits as to the solvency of any official bond that may be in suit, or as to the solvency or insolvency of parties against whom fines and forfeitures were rendered in all cases, where such fines and forfeitures from part of the State's claim against the principal and securities in any bond aforesaid; and the State's Attorneys shall generally perform, and do all other acts and things germaine to the purpose of this Act that may be required in writing by the Comptroller as aforesaid, and shall certify and return to the Comptroller all the aforesaid evidences.

Sec. 3. And be it enacted, That in all cases wherein the Comptroller shall require the State's Attorneys to assist him in executing this Act, he shall allow them or any of them as compensation a commission of five per cent. on any State claim that he may collect, or assist him, the Comptroller, in collecting; and the Comptroller is hereby authorized to expend in his discretion, under the approval of the Governor and Treasurer as aforesaid, the sum of five thousand dollars, or so much thereof as may be necessary, out of any moneys in the Treasury, not otherwise appropriated to pay the cost of taking and collecting the aforesaid evidence; provided, that all affidavits and other evidence that shall be taken in behalf of the party debtor to the State, shall be def ayed by said party, and the State shall not be answerable for the same.

Sec. 4. And be it further enacted, That the Comptroller may, whenever in his discretion he may deem it necessary, or for the interest of the State to employ an Attorney in the place and in place of the State's Attorney to assist him in carrying out the provisions of this Act, which said Attorney shall be entitled to receive the same compensation as is herein allowed to the State's Attorneys for the same services, and no more.

Sec. 5. And be it enacted, That this Act shall take effect from the date of its passage.

We hereby certify, that the aforegoing is a true and perfect copy of an Act passed the General Assembly of Maryland, at the January Session, 1872.

AUGUSTUS GASSAWAY,
Secretary of the Senate.
MILTON Y. KIDD,
Chief Clerk House of Delegates.

Approved April 1, 1872.

[CHAPTEER 182.]

AN ACT

To repeal the fiftieth section of Article five, of the Code of Public General Laws, relating to Appeals, as amended and re-enacted by chapter 56, passed at January Session, 1870.

Section 1 Be it enacted by the General Assembly of Maryland, That section 50. of Article 5, of the Code of Public General Laws, as amended and re-enacted by chapter 56, passed at January Session, A. D. 1870, be and the same is hereby repealed and re-enacted to read as follows:

Sec. 50. Any party aggrieved thereby may appeal from any judgment of a Justice of the Peace to the Circuit Court of the county or Baltimore City Court, in Baltimore, at any time within sixty days from the rendition of such judgment, and the Court to which such appeal is taken, shall hear the case *de novo*, and determine the same according to law, and the equity, and right of the matter, and this section shall be construed to include all actions of debts, for the collection of fines, penalties and forfeitures imposed by any law of the State, and which are made recoverable before a Justice of the Peace, in which a right of appeal may not be given by the law imposing the same.

Sec 2. And be it further enacted, That this Act shall take effect from the date of its passage.

We hereby certify that the aforegoing is a true and perfect copy of an Act passed the General Assembly of Maryland at the January Session 1872.

AUGUSTUS GASSAWAY,
Secretary of the Senate
MILTON Y. KIDD,
Chief Clerk House of Delegates.

Approved April 1, 1872.

[CHAPTER 207.]

AN ACT

To provide for the defence of Officers of Registration, Judges of Election and others, who are indicted in the United States Court for alleged violation of the Act of Congress, approved May 31st 1870, entitled an Act to enforce the right of citizens of the United State to vote in the several States of this Union, and for other purposes.

WHEREAS, it is represented to this General Assembly, that indictments have been found in the United States Court for the district of Maryland, against sundry persons who served as Officers of Registration and as Judges of Election, and against others for alleged violation of the Act of Congress, approved May 31st, 1870, entitled an Act to enforce the right of citizens of the United States to vote in the several States of this Union, and for other purposes, which Act is supposed to be in violation of the rights of the States in regulating elections held under their Constitutions and Laws, and it is the duty of the States to protect their citizens in the performance of duties imposed by State authority, therefore,

Section 1. Be it enacted by the General Assembly of Maryland, That the Governor be, and he is hereby requested to instruct the Attorney General to enter his appearance and defend the said prosecutions, and he is also hereby authorized to defray out of the contingent fund, the necessary expenses of the defendants in said cases in procuring the attendance of witnesses, and the Governor is also authorized in his discretion to employ counsel to assist the Attorney General in defending said prosecutions, to be hereafter paid by the Legislature.

Sec. 2. And be it enacted, That this Act shall take effect from the date of its passage.

We hereby certify that the aforegoing is a true and perfect copy of an Act passed the General Assembly of Maryland at the January Session, 1872.

AUGUSTUS GASSAWAY,
Secretary of the Senate.
MILTON Y. KIDD,
Chief Clerk House of Delegates.

Approved April 1, 1872.

Laws---General,

[CHAPTER 202.]

AN ACT

To repeal section 59, of the Act of 1868, chapter 471, relating to Corporations, and to re-enact said section with amendments.

Section 1. Be it enacted by the General Assembly of Maryland. That section 59, of the Act of 1868, chapter 471, relating to Corporations be, and the same is hereby, repealed and re-enacted with amendments to read as follows:

Sec. 59. And be it enacted, That all the Stockholders of any such Corporations shall be severally and individually liable to the creditors of the Corporation of which they are Stockholders, to an amount equal to the amount of stock held by them respectively, for all debts and contracts made by the Corporations, until the whole amount of the capital stock fixed and limited by the Corporations shall have been paid in, and a certificate thereof made and filed as prescribed in the following section of this Article, and the capital stock so fixed and limited shall all be paid in, one-half thereof in one year, and the other half thereof in two years, from and after the incorporation of said company or such corporation shall be dissolved, provided, however, that the provisions of this section in relation to the time within which the capital stock so fixed and limited shall all be paid in, shall not apply to any building or homestead association

Sec. 2. And be it enacted, That this Act shall take effect from the date of its passage.

We hereby certify that the aforegoing is a true and perfect copy of an Act passed the General Assembly of Maryland, at the January Session, 1872.

AUGUSTUS GASSAWAY,
Secretary of the Senate.
MILTON Y. KIDD,
Chief Clerk House of Delegates.

Approved April 1, 1872.

[CHAPTER 210.]

AN ACT

To settle an adjust the Boundary Line between the States of Virginia and Maryland.

WHEREAS, the Commissioners appointed by the Act of the General Assembly of this State, at the January Session, 1868, chapter 370, have reported to this General Assembly that they meet a similar number of Commissioners appointed by the State of Virginia, at Washington City, on the 1st day of February, 1872, when it was ascertained that the Virginia Commissioners were empowered to settle and adjust the Boundary Line between the two States, and the Commissioners of this State were empowered to settle and adjust the Boundary Line only upon the Eastern Shore of the Chesapeake Bay, and that by reason of such dissimilar powers, no further proceedings could then be had; and,

WHEREAS, this State is desirous of a speedy and amicable settlement and adjustment of all questions of boundary between the two States, which the State of Virginia may desire to raise, therefore,

Section 1. Be it enacted by the General Assembly of Maryland, That the said Commissioners, to wit, Isaac D. Jones, Levin L. Waters and Wm. J. Aydelott be, and they are hereby, continued Commissioners on the part of this State, and they are hereby authorized and empowered to meet the Commissioners who are appointed or may be appointed by the State of Virginia, and by compact to settle and adjust the Boundary Line between the two States, and in the event of agreement, the compact of boundary to be reported to the General Assembly of each of said States for confirmation or rejection; and, upon the ratification of such compact of boundary, by the General Assembly of said States respectively, the boundary line therein described shall be fixed and established to remain forever, unless changed by the mutual consent of the said States of Virginia and Maryland.

Sec. 2. And be it enacted, That the sum of three thousand dollars be, and the same is hereby, appropriated out of any money in the Treasury not otherwise appropriated for the purpose of paying the expenses incurred by the Commissioners in the execution of the said Act of 1868, and such compensation to said Commissioners as the Governor shall deem reasonable, for their services under said Act, and also for the purpose of paying like compensation to the said Commissioner for services to be rendered under the authority conferred by this Act, and the expenses to be incurred in its execution; and the Comptroller is hereby directed to issue his warrant or warrants upon the Treasurer in pursuance of the Governor's order therefor, in payment of such sums of money as may be hereby required.

Sec. 3. And be it enacted, That all Acts and parts of Acts inconsistent with this Act be, and they are hereby repealed, and this Act shall take effect from the date of its passage and approval.

We hereby certify, that the aforegoing is a true and perfect copy of an Act passed the General Assembly of Maryland, at the January Session, 1872.

AUGUSTUS GASSAWAY,
Secretary of the Senate.
MILTON Y. KIDD,
Chief Clerk House of Delegates.

Approved April 1, 1872.

[CHAPTER 157.]

AN ACT

To repeal an Act entitled an Act to amend the 16th Article of the Code of Public General Laws, by adding thereto the following section relating to Injunctions, passed at a Special Session of the General Assembly held at Frederick, April the 20th, 1861, and to enact a substitute therefor.

Section 1. Be it enacted by the General Assembly of Maryland, That section 56, of Article 16, of the Code of Public General Laws, title Chancery, sub-title Injunctions be, and the same is hereby repealed, and the following enacted in lieu thereof.

Sec. 56. That in all cases pending on motion to grant an injunction, motion to dissolve an injunction, motion to appoint a receiver, or motion to rescind an order appointing a receiver, the Court may, at the instance of either party, order testimony to be taken before such person and upon such notice and in such manner as the Court, in its discretion, may direct, to be used at the hearing of such motion.

Sec. 2. And be it enacted, That this Act shall take effect from the date of its passage.

We hereby certify that the aforegoing is a true and perfect copy of an Act passed the General Assembly of Maryland at the January Session, 1872.

AUGUSTUS GASSAWAY,
Secretary of the Senate.
MILTON Y. KIDD,
Chief Clerk House of Delegates.

Approved April 1, 1872.

[CHAPTER 424.]

AN ACT

To continue in force an Act, entitled an Act to regulate and make uniform the fees of Constables, passed January Session, eighteen hundred and sixty-five, chapter sixty-seven.

Section 1. Be it enacted by the General Assembly of Maryland, That the Act of January Session, eighteen hundred and sixty-five, chapter sixty-seven, entitled an Act to regulate and make uniform the fees of Constables, and which will expire on the first day of April, eighteen hundred and seventy-two, be, and the same is hereby, continued in force until the General Assembly shall repeal or modify the same.

Sec. 2. And be it enacted, That this Act shall take effect from April first, eighteen hundred and seventy-two.

We hereby certify, that the aforegoing is a true and perfect copy of an Act passed the General Assembly of Maryland, at the January Session, 1872.

AUGUSTUS GASSAWAY,
Secretary of the Senate.
MILTON Y. KIDD,
Chief Clerk House of Delegates.

Approved April 1, 1872.

Laws---General.

[CHAPTER 350.]

AN ACT

To add an addition section to Article 21, of the Code of Public General Laws, title Commissioners to take Acknowledgments, subjecting said Commissioners to the payment of a Tax.

Section 1. Be it enacted by the General Assembly of Maryland, That the following additional section be added to Article 21, of the Code of Public General Laws, title Commissioners to take Acknowledgments, and to be section nine of said Article.

Sec. 9. All Commissioners appointed under this Article, shall pay into the Treasury of the State, the sum of ten dollars, and no commission shall issue to any of said Commissioners until the Comptroller shall report to the Governor that the said sum of ten dollars has been paid into the Treasury as hereinbefore provided.

Sec. 2. Be it enacted, That this Act shall take effect from the date of its passage.

We hereby certify, that the aforegoing is a true and perfect copy of an Act passed the General Assembly of Maryland, at the January Session, 1872.

AUGUSTUS GASSAWAY,
Secretary of the Senate.
MILTON Y. KIDD,
Chief Clerk House of Delegates.

Approved April 1, 1872.

[CHAPTER 419.]

AN ACT

To repeal section ninety-three, of Article eighty-one, of the Code of Public General Laws, entitled Revenue and Taxes, and to enact the following section in lieu thereof.

Section 1. Be it enacted by the General Assembly of Maryland, That section ninety-three, of Article eighty-one, of the Code of Public General Laws of this State, entitled Revenue and Taxes, be, and the same is hereby repealed and the following section enacted in lieu thereof.

Sec. 93. An annual tax of nineteen cents is hereby levied on each one hundred dollars, in value of the shares of capital stock in a bank or moneyed corporation of loan or discount, or other incorporated institution or company incorporated by this State, or organized und r the authority thereof, except Railroad and Canal Companies, who ther said shares be owned by individuals, corporations or societies; and it shall be the duty of the President, Cashier or other proper officer of the said banks, or such other incorporated institutions or companies respectively, annually on or before the first day of May in each year, to return, under oath or affirmation, to the Comptroller of the Treasury, the number of shares of capital stock of said bank, or other corporation or company which he is President, Cashier or officer, the par value of said shares, and the real or market value of the same, to the best of his knowledge and belief; and it shall be the duty of the said President, Cashier or officer, annually, on or before the first day of July in each year, to pay to the Treasurer of the State the said tax on said shares, whether the said bank, or other corporation or company has declared any dividend, or earned any profits or not, and without regard to the place of residence of the stockholders; and if any President, Cashier, or other proper officer of any such bank, or corporation or company, shall fail to perform the duties required of him by this section, he shall forfeit and pay to the State of Maryland the sum of five hundred dollars, to be recovered by action in the name of the State, in any Court having jurisdiction of said cause under the laws of this State; provided, that whenever the capital stock of any bank or other company incorporated by this State, or organized under the authority thereof, pays its tax on its capital stock, imposed by the provisions of this Act, the property of all descriptions owned by said incorporated company, and used and employed in the transaction of its business, shall be exempt from taxation.

Sec. 2. And be it further enacted, That this Act shall take effect from and after the date of its passage.

We hereby certify, that the aforegoing is a true and perfect copy of an Act passed the General Assembly of Maryland, at the January Session, 1872

AUGUSTUS GASSAWAY,
Secretary of the Senate.
MILTON Y. KIDD,
Chief Clerk House of Delegates

Approved April 1, 1872

[CHAPTER 270.]

AN ACT

To repeal section two, of Article forty-five, of the Code of Public General Laws, entitled Husband and Wife, and to substitute the following in lieu thereof.

Section 1. Be it enacted by the General Assembly of Maryland, That section two, of Article forty-five, of the Code of Public General Laws, entitled Husband and Wife be, and the same is hereby, repealed, and the following substituted in lieu thereof:

2. The property acquired or owned according to the provisions of the preceding section, by a married woman, she shall hold for her separate use, with power of devising the same as fully as if she were a *feme sole*, or she may convey the same by a joint deed with her husband, or where the husband is a lunatic or insane and has been so found upon inquisition, and said finding remains unreversed and in force, she may convey the same as fully as if she were a *feme sole* by her separate deed, whether the same be absolute or by way of mortgage; provided that if she die intestate and leaving children, but no husband, she shall have a life estate in her property, real and personal; but if she die intestate leaving no children, her husband shall have a life estate in her real property, and her personal property shall vest in him absolutely; any married woman may be sued jointly with her husband in any of the courts of this State, or before any Justice of the Peace, on any note, bill of exchange, single bill, bond, contract or agreement, which she may have executed jointly with her husband, and may employ counsel and defend such action or suit separately or jointly with her husband, and judgments recovered in such cases shall be liens on the property of defendants and may be collected by execution or attachment, in the same manner as if the defendant were not husband and wife; provided, that in all cases where a married woman has made such contract or agreement as a *feme sole* under the seventh section of this Article, she may be proceeded against as therein provided.

Sec. 2. And be it enacted, That this Act shall take effect from the date of its passage.

We hereby certify, that the aforegoing is a true and perfect copy of an Act passed the General Assembly of Maryland at the January Session, 1872.

AUGUSTUS GASSAWAY,
Secretary of the Senate.
MILTON Y. KIDD,
Chief Clerk House of Delegates.

Approved April 1, 1872.

[CHAPTER 424.]

AN ACT

To continue in force an Act, entitled an Act to regulate and make uniform the fees of Constables, passed January Session, eighteen hundred and sixty-five, chapter sixty-seven.

Section 1. Be it enacted by the General Assembly of Maryland, That the Act of January Session, eighteen hundred and sixty-five, chapter sixty-seven, entitled an Act to regulate and make uniform the fees of Constables, and which will expire on the first day of April, eighteen hundred and seventy-two, be, and the same is hereby, continued in force until the General Assembly shall repeal or modify the same.

Sec. 2. And be it enacted, That this Act shall take effect from April first, eighteen hundred and seventy-two.

We hereby certify, that the aforegoing is a true and perfect copy of an Act passed the General Assembly of Maryland, at the January Session, 1872.

AUGUSTUS GASSAWAY,
Secretary of the Senate.
MILTON Y. KIDD,
Chief Clerk House of Delegates.

Approved March 28, 1872.

Laws---General.

[CHAPTER 128.]

AN ACT

To repeal section twenty-two, of Article forty-one, of the Code of Public General Laws, entitled "Fish and Fisheries," under the head of "Patuxent," regulating the right of fishing in the Patuxent River and its Tributaries, and re-enact the same to read as follows.

Section 1. Be it enacted by the General Assembly of Maryland, That section twenty-two, of Article forty-one, of the Code of Public General Laws, entitled "Fish and Fisheries," under the head of "Patuxent," be repealed and re-enacted so as to read as follows:

Sec. 22. Be it enacted, No person shall take or catch fish in the waters of the Patuxent River or its tributaries, with any gill-net or other instrument whatever, except hook and line, except citizens residing in the counties bordering on the said river or its tributaries, and persons authorized to do so by the owner or occupants of the land bordering on the said river or its tributaries; and any person so offending, shall pay a fine of twenty dollars, and shall forfeit the boat or vessel and its tackle, apparel and furniture, net, seine and fishing apparatus, and all things on board of the said boat or vessel at the time of committing the offence.

Sec. 2. Be it enacted, That this Act shall take effect from the date of its passage.

We hereby certify, that the aforegoing is a true and perfect copy of an Act passed the General Assembly of Maryland, at the January Session, 1872.

AUGUSTUS GASSAWAY,
Secretary of the Senate.
MILTON Y. KIDD,
Chief Clerk House of Delegates.

Approved April 1, 1872.

[CHAPTER 101.]

AN ACT

To repeal section eighteen, of Article fifty-six, of the Code of Public General Laws, entitled "Licenses," sub-title "Fisheries and Horse Races," and to re-enact the same so as to read as follows.

Section 1. Be it enacted by the General Assembly of Maryland, That section eighteen, of Article fifty-six, of the Code of Public General Laws, entitled "Licenses," sub-title "Fisheries and Horse Races," be, and the same is hereby repealed, and re-enacted so as to read as follows

Sec. 18. That any persons carrying on a shad, herring or ale-wife fishery, may obtain a license to sell spirituous liquors and other things during the season for fishing for shad, herring and ale-wives, by applying to the Clerk of the Circuit Court for the county where such fishery is situated, and paying to the said Clerk six dollars therefore, and usual fee for issuing the same.

Sec. 2. And be it enacted, That this Act shall take effect from the date of its passage.

We hereby certify, that the aforegoing is a true and perfect copy of an Act passed the General Assembly of Maryland, at the January Session, 1872.

AUGUSTUS GASSAWAY,
Secretary of the Senate.
MILTON Y. KIDD,
Chief Clerk House of Delegates.

Approved March 27, 1872.

[CHAPTER 329.]

AN ACT

To repeal section 2, of Article 30, of the Code of Public General Laws, title Crimes and Punishments, sub-title Defaulters, added to said Article by an Act entitled an Act to add an additional section to Article 30, of the Code of Public General Laws, title Crimes and Punishments, approved April 4, 1870, and to re-enact the same with amendments

Section 1. Be it enacted by the General Assembly of Maryland, That section 2, of Article 30, of the Code of Public General Laws, title Crimes and Punishments, sub-title Defaulters be, and the same is hereby, repealed and re-enacted so as to read as follows:

Sec 2. And be it enacted, That if any Clerk Register of Wills, Sheriff, Collector of Taxes, or any Public, or other officers whose duty it is to collect revenue due the State of Maryland or any county thereof, shall, after the receipt of the said revenue by him, wilfully detain the same in his possession and neglect to pay the same into the Treasury of the State or to the County Commissioners, or the proper officer authorized to received the same, for more than sixty days after the day upon which it is made by law the duty to pay the same, or if no particular day be appointed by law for said payment, and such officer shall detain any revenue due to the State or to any county thereof, and which it is his duty to collect, and which he shall have collected, and shall neglect to pay the same into the Treasury of the State or to the County Commissioners, or the officer authorized to receive the same for the space of six months after he shall have so collected the same, such officer so offending in either case shall be deemed to be a defaulter, and upon indictment and conviction thereof, shall, in addition to any other penalties already provided by law, be for each offence imprisoned in the State Penitentiary not less than one year, nor more than five years, unless the amount for which he is a defaulter be sooner paid, and the certificate of the Comptroller of the State of Maryland, or of respective Clerks of the County Commissioners showing the accused to be a defaulter, shall, in every prosecution under this section be received as *prima facie* evidence of such defalcation, and the Judges of the Courts having criminal jurisdiction in this State, shall give this law in charge to the Grand Juries summoned to their respective Courts.

We hereby certify, that the aforegoing is a true and perfect copy of an Act passed the General Assembly of Maryland, at the January Session, 1872.

AUGUSTUS GASSAWAY,
Secretary of the Senate.
MILTON Y. KIDD,
Chief Clerk House of Delegates.

Approved April 1, 1872.

[CHAPTER 228.]

AN ACT

To repeal and re-enact section 20, of an Act passed at the present Session of the General Assembly of Maryland, entitled an Act to regulate the Inspection of Tobacco.

Section 1. Be it enacted by the General Assembly of Maryland. That section 20, of the Act passed at the present Session, entitled an Act to regulate the inspection of Tobacco be, and the same is hereby, repealed and re-enacted to read as follows:

Sec. 20. The several Inspectors having charge of the Tobacco Warehouses in the City of Baltimore, shall charge for reconditioning and repacking all stayed tobacco, the following prices, for one or two breaks one dollar, for full stay two dollars, to be paid by the owner or his agents, and for redrawing hogsheads of Maryland and Ohio tobacco, fifty cents, and for redrawing all other kinds, one dollar for each hogshead, redrawing to be paid by the owner or his agent the charge of outage shall be two dollars for every hogshead not exceeding eleven hundred pounds, and twelve and a half cents additional on every hundred pounds over eleven hundred pounds, to be paid by the shipper of the tobacco or his agent.

Sec. 2. And be it enacted, That this Act shall take effect from the date of its passage.

We hereby certify, that the aforegoing is a true and perfect copy of an Act passed the General Assembly of Maryland, at the January Session, 1872.

AUGUSTUS GASSAWAY,
Secretary of the Senate.
MILTON Y. KIDD,
Chief Clerk House of Delegates.

Approved April 1, 1872.

Laws---General.

[CHAPTER 274.]

AN ACT

To regulate the Taxation of Coal Mining Companies in this State, for State Purposes.

Section 1. Be it enacted by the General Assembly of Maryland, That it shall not be lawful for any Coal Mining Company or Association in this State, to transport any coal mined in this State on any railroad, canal, or by any boat or vessel, from any mine in this State, to any place in this State or elsewhere for sale, until a State tax of two cents per ton, of two thousand two hundred and forty pounds, on said coal, be first paid to the railroad company, canal company or transportation company undertaking to transport the same, immediately from the said mine or payment of the same be provided for to the satisfaction of said company undertaking to transport the same as aforesaid.

Sec. 2. And be it further enacted That it shall not be lawful for any railroad company, canal company, transportation company, or any other company now or hereafter doing business in this State, to receive any coal mined in this State on board of any car, boat or vessel, or in any way on its work for transportation immediately from the mine, out of which the same may be produced to any point in this State or elsewhere for sale, until the State tax of two cents per ton, of two thousand two hundred and forty pounds of said coal shall have been paid by the company, association, or individual mining the same, to the said company so undertaking to transport the same as aforesaid, and any and every such railroad company, canal company, transportation company, or any other company so receiving coal so mined as aforesaid on its works for transportation as aforesaid, shall be liable to the State for the State taxes on said coal so received for transportation as aforesaid, and it shall be the duty of the said company so transporting the same, to collect the said tax before receiving such coal on its work as aforesaid.

Sec 3. And be it further enacted, That the President, Treasurer, Cashier, or other financial officer of every such railroad company, steamboat company, canal company, or other company, upon whose works any coal mined in the State may be received to be immediately transported from any mine in this State, out of which the same may be produced to any distance or point in this State or elsewhere for sale, whether by such company or by