SUPPLEMENT.

Laws---General.

[CHAPTER 338.]

TO AUTHORIZE A LOAN.

AN ACT

To authorize a loan to relieve the Treasury from losses accruing from the failure of certain sources of revenue, and also to authorize a sale of certain bonds of the Baltimore and Ohio Rail Road Company therein referred to.

Whereas, losses have accrued to the revenues of the State from the failure of the Susquehanna and Tide Water Canal Companies, to pay the interest on the mortgages due the State, and from the failure of the Baltimore and Ohio Rail Road Company, to pay any portion of the amount due the State from the one-fifth of the receipts from passengers on its Washington Branch Road, and also from the failure to pay the accustomed dividends on the stock of the State, in the said Washington Branch Road; and,

Whereas, it is necessary, in order to relieve the State Treasury from the effects of said several losses, to create a loan for that purpose; therefore,

Section 1. Be it enacted by the Geneal Assembly of Maryland, That a loan be, and is hereby created, to be called the Treasury Relief Loan, and the Treasurer of the State is hereby authorized and directed to issue certificates of debt, or bonds of the State, to an amount not exceeding five hundred thousand dollars, to be countersigned by the Comptroller, in the name and on behalf of the State of Maryland, which bonds or certificates shall bear interest at the rate of six per centum per annum, payable semi-annually on the first day of January and the first day of July, in each each year, and be redeemable at the pleasure of the State, in not less than ten nor more than fifteen years, and which said bonds or certificates shall be sold for not less than their face value, exclusive of all commissions, and the proceeds passed into the Treasury to reimburse the same for the losses which have so occurred thereto.

Sec. 2. And be it enacted, That a special tax of one and one-half cents be, and the same is hereby laid on each and every one hundred dollars of the taxable property of this State, to meet the interest and create a sinking fund for the redemption of the bonds or certificates of debt, herein directed to be issued; and the said tax shall be annually levied, collected and paid over to the State Treasurer, until the debt created by this act shall have been paid, and a distinct and separate account shall be kept thereof, and the proceeds thereof are hereby pledged to the payment of the interest and principal of the said bonds or certificates of debt, and for that purpose, so much thereof as may be necessary shall be applied to the payment of the interest upon said bonds or certificates of debt, and the balance invested by the Treasurer in such manner as the increment of the sinking fund of the State is authorized by law to be invested.

Sec. 3. And be it enacted, That the Treasurer be, and he is hereby further authorized to sell, with the approval of the Governor and Comptroller, and to the best advantage, from time to time, as the necessity of the Treasury may require, any or all of the bonds which are to be issued to the State of Maryland by the Baltimore and Ohio Rail Road Company, in accordance with chapter —— of the acts of the present General Assembly, and to apply the proceeds of the sale or sales thereof, to the support of the government of the State; *provided*, that said bonds shall not be sold not less than par value.

Sec. 4. And be it enacted, That this act shall take effect from and after the date of its passage.

FETTER S. HOBLITZELL,
Speaker of the House of Delegates.
EDWARD LLOYD,
President of the Senate.

Approved April 1st, 1878.
JOHN LEE CARROLL,
Governor of Maryland.

We hereby certify that the aforegoing is a correct copy of an Act of Assembly, passed at January session, 1878.

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

[CHAPTER 182.]

BOUNDARY LINE.

AN ACT

To authorize the appointment of Commissioners to adjust and settle the boundary line between West Virginia and Maryland.

WHEREAS by the Act of eighteen hundred and fifty-two, chapter two hundred and seventy-five, the Governor of Maryland was empowered to correspond with the Governor of Virginia, with a view to locate, run and mark the line between said States, beginning at Fairfax Stone, and running due north to the Pennsylvania line, for reasons set forth in the preamble to said act of eighteen hundred and fifty-two; and,

Whereas, Commissioners were appointed by the Governors of Virginia and Maryland, for said purpose; and,

Whereas, said Commissioners did meet at the place of beginning, namely: Fairfax Stone, in September, eighteen hundred and fifty-eight, and with Lieutenant Michler, of the United States Corps of Engineers, proceeded to locate, run and mark said line between the places of beginning Fairfax Stone and the Pennsylvania line, and make report to their respective States, in eighteen hundred and sixty, and also delivered to their respective States field books, plates and topographical charts of the same, for the purpose of ratifying and establishing the line between said States; and,

Whereas, the war between the States prevented any further action under said Commissioners; and as a further result, caused the organization of the State of West Virginia; and,

Whereas, there are now strong reasons for the ratification and permanent settlement of said line between Maryland and West Virginia: therefore,

Section 1. Be it enacted by the General Assembly of Maryland, That the Governor be, and he is hereby requested to open correspondence with the Governor of West Virginia, with a view to the establishment and ratification of the line between the States of West Virginia and Maryland, as run, marked and located by the Commissioners appointed under the act of eighteen hundred and fifty-two, chapter two hundred and seventy-five; and in case the Legislature of West Virginia shall pass an act providing for the appointment of a commissioner or commissioners, to act in conjunction with a commissioner or commissioners on the part of the State of Maryland, in the premises, then and in such case the Governor be, and he is hereby authorized and required to appoint a commissioner or commissioners, who, together with the commissioner or commissioners, who may be appointed on the part of West Virginia, who shall review said line beginning at Fairfax Stone, and running due north to the Pennsylvania line, as surveyed, traced and marked by Lieutenant Michler.

Sec. 2. And be it further enacted, That it shall be the duty of the commissioner or commissioners appointed by this act, after passing over said line to make a report setting forth their reasons for the ratification, settlement and final acceptance of the line between said States; and it shall be the duty of the commissioner or commissioners of each respective State to forward copies of their joint report, to each of their respective legislatures, and upon the ratification of such report by the State of West Virginia and the State of Maryland, through their respective legislatures, and the Congress of the United States; the said boundary line shall be fixed and established so as to remain for ever.

Sec. 3. And be it further enacted, That the sum of five hundred dollars be, and the same is hereby appropriated out of any money in the Treasury not otherwise appropriated, for the purpose of defraying the expenses of the commissioner or commissioners, hereafter appointed to carry into effect the provisions of this act.

Sec. 4. And be it enacted that this act shall take effect from and after the date of its passage.

FETTER S. HOBLITZELL,
Speaker of the House of Delegates.
EDWARD LLOYD,
President of the Senate.

Approved March 29, 1878.
JOHN LEE CARROLL,
Governor of Maryland.

We hereby certify that the aforegoing is a correct copy of an act passed at January session, eighteen hundred and seventy-eight.

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

[CHAPTER 141.]

PLEADINGS, PRACTICE AND PROCESS.

AN ACT

To repeal section sexty-four, of Article seventy-five, of the Code of Public General Laws, relating to Pleadings, Practice and Process, as amended by Chapter two hundred and eighty-three, of the Acts of the January session of eighteen hundred and sixty-four, 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 sixty-four, of article seventy-five, of the Code of Public General Laws, relating to Pleadings, Practice and Process, as amended by chapter two hundred and eighty-three, of the acts of January session, eighteen hundred and sixty-four, be, and the same is hereby repealed and re-enacted so to read as follows.

Sec. 64. Whenever any lands or tenements shall be sold by any sheriff, constable, coroner or elisor, by virtue of any process or execution, from any court or Justice of the Peace of this State, or by any trustee, under the decree of any court of this State, by the trustee of any insolvent petitioner, by any trustee under any voluntary deed of trust, or by any mortgagee under a mortgage, with power to sell, and the debtor named in such execution or decree, the insolvent petitioner, grantor or mortgagor, in said deed of trust or mortgage, or any other person holding under said debtor, insolvent petitioner, grantor or mortgagor, by title subsequent to the date of the judgement, decree, insolvent application, deed of trust, or mortgage, respectively, shall be in actual possession of the lands and tenements sold, shall fail or refuse to deliver possession of the same to the purchaser thereof, the Judge of the Circuit Court of the county in which said lands or tenements may be situated; or if situate in the city of Baltimore, the Judge of the Circuit Court, or of the Superior Court, shall, on application in writing, to be verified by the affidavit of the purchaser, or his attorney, unless good cause to the contrary be shown by the debtor, insolvent petitioner, grantor or mortagor, his agent or attorney, or other person concerned, within not less than fifteen nor more than thirty days, from the filing of such application, as aforesaid, issue a writ in the nature of a writ of *habere facias possessionem*, reciting therein the proceedings which may have been had on said process, thereby commanding the said sheriff, constable, coroner or elisor, to deliver possession of the said lands and tenements, to the purchaser thereof; and no such judge shall refuse to issue such writ because such purchaser may have entered into an agreement with the person in actual possession of such lands and tenements, at the time of such sale, whereby the right of such person to remain in possession for a limited period is secured, if after the expiration of the period limited by said agreement, such person shall refuse or fail to surrender up possession.

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

FETTER S. HOBLITZELL,
Speaker of the House of Delegates
EDWARD LLOYD,
President of the Senate.

Approved March 1st, 1878.
JOHN LEE CARROLL,
Governor of Maryland.

We hereby certify, that the aforegoing is a correct copy of an act passed the General Assembly of Maryland, at the January Session, 1878.

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

[CHAPTER 467.]

CRIMES AND PUNISHMENTS, SUB-TITLE ROGUES AND VAGABONDS.

AN ACT

To repeal section one hundred and seventy-three, of Article Thirty, of the Code of Public General Laws entitled "Crimes and Punishments," sub-title "Rogues and Vagabonds." and to re-enact the same with amendments.

Section 1. Be it enacted by the General Assembly of Maryland, That section one hundred and seventy-three, of article thirty, of the Code of Public General Laws, entitled Crimes and Punishments, sub-title Rogues and Vagabonds be, and the same is hereby repealed and re-enacted so as to read as follows:

173. If any person shall be apprehended having upon him any picklock, key, crow, jack, bit or other implement, at places and under circumstances, from which an intent may be presumed feloniously to break and enter into any dwelling-house, warehouse, storehouse, stable, or outhouse, or shall have upon him any pistol, banger, cutlass, bludgeon or other offensive weapon, also at places and under circumstances from which may be presumed an intent feloniously to assault any person, or shall be found in or upon any dwelling house, warehouse, storehouse, stable or outhouse, or in any enclosed yard or garden, or area, belonging to any house, with an intent to steal any goods or chattels, every such person shall be deemed a rogue and a vagabond, and on being convicted thereof shall be sentenced to the Penitentiary for not less than one month, nor more than two years, or by imprisonment in jail, at the discretion of the Court, for a like term.

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

EDWARD LLOYD,
President of the Senate.

FETTER S. HOBLITZELL,
Speaker of the House of Delegates.

Approved April 5th, 1878.
JOHN LEE CARROLL,
Governor of Maryland.

We hereby certify that the aforegoing is a correct copy of an act passed the General Assembly of Maryland at the January session, 1878.

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

[CHAPTER 453.]

BOUNDARY LINE.

AN ACT

Providing for copying and distributing the maps accompanying the award of Commissioners to settle the boundary line between the States of Maryland and Virginia, filed the nineteenth day of January, eighteen hundred and seventy-seven.

Section 1. Be it enacted by the General Assembly of Maryland, That the Commissioner of the Land Office be, and he is hereby authorised and directed to have made, under his hand and seal, and under the hand and seal of the Governor of Maryland, thirty copies of the map accompanying the award of Commissioners to settle the boundary line between the States of Maryland and Virginia, filed the nineteenth day of January, eighteen hundred and seventy-seven, *provided* the cost of the same shall not exceed the sum of one hundred and fifty dollars.

Sec. 2. And be it enacted, That one copy shall be sent to the Clerk of the Circuit Court for each of the counties of the State, and Baltimore city, one copy to the Maryland Historical Society, one copy to the Peabody Institute, one copy to the Johns Hopkins University, and one copy to the Library of Congress, and that the Comptroller of the State be, and he is hereby authorized to issue, upon the certificate of the Commissioner of the Land Office, his warrant upon the Treasurer for the sum of one hundred and fifty dollars.

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

FETTER S. HOBLITZELL,
Speaker of the House of Delegates.
EDWARD LLOYD,
President of the Senate.

Approved April 5th, 1878.
JOHN LEE CARROLL,
Governor of Maryland.

We hereby certify that the aforegoing is a correct copy of an act passed at January session, eighteen hundred and seventy-eight.

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

[CHAPTER 178.]

REVENUE AND TAXES.

AN ACT

To add additional Sections to Article eighty-one, of the Code of Public General Laws, entitled "Revenue and Taxes," and to repeal all laws inconsistent with the provisions of said Sections.

Sec. 1. Be it enacted by the General Assembly of Maryland, That additional Sections be, and the same are hereby added to Article eighty-one of the Code of Public General Laws, entitled "Revenue and Taxes," to read as follows:

Sec. 149. There shall be in the Treasury Department, a Tax Commissioner of the State of Maryland, to be appointed by the Governor, Comptroller and Treasurer, or a majority of them, who shall take the oath prescribed by the Constitution, and shall hold his office for four years from the date of his qualification, and until the appointment and qualification of his successor, and shall receive a salary of twenty-five hundred dollars, per annum, and such necessary travelling expenses, (not exceeding eight hundred dollars in any one year,) as may be audited by the Comptroller, who shall issue his warrant for the payment of the same when allowed.

The State Tax Commissioner shall assess for State purposes, the shares of capital stock in all banks, State or national, banking associations, or other incorporated institutions or companies incorporated under the authority of this State, or located and doing business therein, whose shares of capital stock are liable to assessment, and taxation by the laws of this State, and shall have all the powers, and perform all the duties in reference thereto which have heretofore devolved by law upon the Comptroller; he shall report the assessment of such shares of the capital stock to the Comptroller, and said assessment shall be subject to appeal and revision as hereafter provided in this article. He shall report the amount of the basis of assessment for State purposes in the several counties and city of Baltimore, with his suggestions in regard to the same, to the General Assembly at each regular session thereof, and shall perform such other duties as may be prescribed by law.

Section 150. The County Commissioners, and Appeal Tax Court, are directed annually to correct the assessment of the property in their respective counties and the city of Baltimore, and to alter and correct the valuation of any property which may have been improperly valued, and to assess the same at its true value, and to alter and correct the account of any person whose property, or any part thereof, may have been omitted in the former assessment, or may have been since acquired; and it real estate or other property, shall from any cause have increased or diminished largely and materially in value since the last levy, they shall correct, alter and amend the assessment of the same as aforesaid, so as to conform to its present value. They shall also at any time, when so directed by the State Tax Commissioner, with the concurrence of the Attorney General, (signified by his opinion in writting,) correct the assessment of the property in the respective counties, and in the city of Baltimore, by striking therefrom any property which they shall be instructed by the said Tax Commissioner and —ttorney General, is not subject to taxation under the laws of this State, or of the United States.

Section 151. At the time of making the returns of stockholders to the County Commissioners, and Appeal Tax Court as required by law, the president or other proper officer of every bank or other incorporated institution, shall furnish to the County Commissioners of each county in which such bank or other incorporated institution shall own, and possess any real property, and to the Appeal Tax Court of Baltimore city, if such bank or other incorporated institution, shall own and possess any real property in said city, a true statement of such real property situate or located in such county or city, and such real property shall be valued and assessed by said County Commissioners and Appeal Tax Court respectively, to the said bank or incorporated institution so owning the same, and said County Commissioners and Appeal Tax Court shall give duplicate certificates of such valuation and assessment to such president or other officer, who shall transmit one of such duplicate certificates with his return to the State Tax Commissioner, and State, county or city taxes shall be levied upon and paid by such bank, or other incorporated institution on such assessment in the same manner as the same are levied upon, and paid by individual owners of real property in such county or city.

The State Tax Commissioner shall deduct the assessed value of such real property, according to the certificates so furnished to him from said County Commissioners, and Appeal Tax Court from the aggregate value of the shares of capital stock of such bank or incorporated institution, and when the valuation and assessment of the shares of capital stock of such bank or incorporated institution shall have been finally determined and made for state purposes, the State Tax Commissioner, shall certify to the County Commissioners of each county, where any of the stockholders may so reside, and to the Appeal Tax Court of Baltimore city, if any of such stockholders reside in said city, the assessed value of such shares of stock after deducting the assessed value of such real property as aforesaid; the shares of stock held in such bank or incorporated institution owned by residents of this State, shall for county or municipal purposes, be valued to the owners thereof in the county or city where such owners respectively reside, but the taxes assessed for State, county or municipal purposes, shall be collected from such bank or incorporated institution, and when so paid, may be charged by such bank or incorporated institution, to the account of such stockholders respectively.

Section 152. As soon as the State Tax Commissioner shall have valued and assessed the shares in the several banks and other corporations in this State, he shall certify and return the said valuation to the Comptroller of the Treasury, who shall at once proceed to notify the president, cashier or other proper officer of such banks or other corporations of the said valuation and assessment of their shares respectively, by transmitting to such president or other officer, an account of the State taxes due from such bank or other corporation under such valuation and assessment, by mail under cover, fairly directed to such president or other officer, and shall note in a book the date of placing in the mail the envelope or cover containing such account. If no appeal be taken within thirty days from such transmission, the said valuation and assessment shall be final, but any such bank or corporation may within thirty days after such notification, appeal from such valuation to the Comptroller of the Treasury, and State Treasurer, stating in such appeal the reasons and grounds of such appeal, and said Comptroller and Treasurer shall consider the same, and if the Comptroller and Treasurer shall both be of opinion that such valuation and assessment so made by the State Tax Commissioner is erroneous, and ought to be changed, they shall change the same accordingly, and the valuation and assessment so agreed upon by the Comptroller and Treasurer shall be final, but if either the Comptroller or Treasurer shall agree with the State Tax Commissioner as to the correctness of the valuation so made by him, then such appeal shall be dismissed, and the original valuation shall be and remain as the true valuation of such shares, and all laws, or parts of laws, inconsistent with the provisions of these sections, are hereby repealed.

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

FETTER S. HOBLITZELL,
Speaker of the House of Delegates.
EDWARD LLOYD,
President of the Senate.

Approved March 29, 1878.
JOHN LEE CARROLL,
Governor.

We hereby certify, that the aforegoing is a correct copy of an act passed the General Assembly of Maryland, at the January Session, 1878.

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

[CHAPTER 424.]

TERRAPINS.

AN ACT

To protect diamond back terrapins in the waters of the State of Maryland, and to regulate the catching of the same.

Section 1. Be it enacted by the General Assembly of Maryland, That hereafter it shall be unlawful for any person to take or catch diamond back terrapins from the waters of this State, between the first day of April and the first day of November, in each year.

Sec. 2. Be it enacted, That it shall be unlawful for any person or persons, to take or catch from the waters of this State, any diamond back terrapin, of a less size than five inches in length upon the bottom shell, at any time.

Sec. 3. Be it enacted, That it shall be unlawful for any person to interfere with, or in any manner destroy the diamond back terrapin eggs.

Sec. 4. Be it enacted, That none but bonafide citizens of the counties of this State, bordering upon the waters of the same, shall take or catch diamond back terrapins from said waters.

Sec. 5. Be it enacted, That any person or persons violating the provisions of this act, shall be deemed guilty of a misdemeanor, and upon conviction of the same, before a Justice of the Peace, in the county in which the offense shall have been committed, he, she, or they shall be find a sum not less than five nor more than ten dollars for each diamond back terrapin so taken or caught, or for destroying any diamond back terrapin eggs, one-half of said fine to go to the informer, and the balance to be paid over by the said Justice of the Peace to the County Commissioners of said county, to be by them disbursed for the benefit of said county, said fine to be collected as other fines and forfeitures are now collected.

Sec. 6. Be it enacted, That the possession of any diamond back terrapin, by any person or persons, within the time prescribed by this act, prohibiting the taking and catching of the same, shall be deemed prima facia evidence that said person or persons have violated the provisions of this act.

Sec. 7. Be it enacted, That the constables of the several counties of this State, shall, upon the information of any one, arrest all persons violating the provisions of this act, and carry them before the nearest Justice of the Peace of the county, wherein such offence shall have been committed, to be dealt with in accordance with the provisions of section five of this act.

Sec. 8. Be it enacted, That this Act shall take effect from the date of its passage.

FETTER S. HOBLITZELL,
Speaker of the House of Delegates.
EDWARD LLOYD,
President of the Senate.

Approved April 5th, 1878.
JOHN LEE CARROLL,
Governor of Maryland.

We hereby certify, that the aforegoing is a correct copy of an act passed at the January session, 1878.

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

[CHAPTER 364.]

FEES OF OFFICERS.

AN ACT

To repeal Section eleven, of Article thirty-eight, of the Code of Public General Laws, title Fees of Officers, and to re-enact the same with amendments.

Section 1. Be it enacted by the General Assembly of Maryland, That section eleven, of article thirty-eight, of the Code of Public General Laws, title Fees of Officers, be and the same is hereby repealed, amended and re-enacted so as to read as follows:

11. Be it enacted, That the Commissioner of the Land Office, shall be entitled to demand and receive the following fees, to wit: For a common warrant, two dollars; for a special warrant, three dollars; for a special warrant of escheat, five dollars; for a special warrant of proclamation, five dollars; for making out patent for of resurvey, five dollars; for making out patent for any number of acres less than one hundred, five dollars; for making out patent for every one hundred acres above one hundred, one dollar additional; for recording patent, for every one hundred words, thirteen cents; for every search, twenty-five cents; for examining every certificate of survey of one hundred acres or under, one dollar and sixty cents; for examining every certificate of survey of from one hundred to two hundred acres, two dollars; for examining every certificate of survey of from two hundred to three hundred acres, two dollars and twenty five cents; for examining every certificate of survey for every one hundred acres over three hundred acres, twenty-five cents; for examining every certificate of re-survey up to one hundred acres, three dollars; for examining every certificate of re-survey of from one hundred to two hundred acres, three dollars and fifty cents; for examining every certificate of re-survey of from two hundred to three hundred acres, four dollars; for examining every certificate of re-survey for every one hundred acres over three hundred, fifty cents; for examining every paper accompanying a certificate of survey or re-survey, twenty-five cents; for entering a caveat, fifty-cents; for filing every paper, ten cents; for every certificate of award of soldier's lots, seventy-five cents; for making all copies, per one hundred words, thirteen cents; for every seal, twenty-five cents.

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

EDWARD DLOYD,
President of the Senate.
FETTER S. HOBLITZELL,
Speaker of the House of Delegates.

Approved April 1, 1878.
JOHN LEE CARROLL,
Governor of Maryland.

We hereby certify, that the aforegoing is a correct copy of an act passed the General Assembly of Maryland, at the January session, 1878.

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

CHAPTER 235.]

CHARTER RIVER STEAMBOAT CO.

AN ACT

To authorize the Comptroller and Treasurer to adjust and settle the accounts of the State against the Chester River Steamboat Company.

Section 1. Be it enacted by the General Assembly of Maryland, That the Comptroller and the Treasurer be, and they are hereby, authorized and empowered, to adjust, compromise and settle the accounts of the State of Maryland against the Chester River Steamboat Company up to the first day of January, eighteen hundred and seventy-eight, and to give to said company, in settlement, such credits as they may deem to be just and right.

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

EDWARD LLOYD,
President of the Senate.
FETTER S. HOBLITZELL,
Speaker of the House of Delegates.

Approved April 1st, 1878.
JOHN LEE CARROLL,
Governor.

We hereby certify that the aforegoing is a correct copy of an act of assembly passed at January session, 1878.

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

[CHAPTER 475.]

CLERKS OF COURTS.

AN ACT

To repeal and re-enact section five of article eighteen, of the Code of Public General Laws, entitled "Clerks of Courts," as re-enacted by an Act passed at January session, eighteen hundred and sixty-five, chapter five.

Section 1. Be it enacted by the General Assembly of Maryland, That section five of article eighteen, of the Code of Public General Laws, entitled "Clerks of Courts," as re-enacted at the January session of the General Assembly of Maryland, eighteen hundred and sixty-five, be and the same is hereby repealed and re-enacted with amendments, to read as follows.

Sec. 5. Be it enacted by the General Assembly of Maryland, That the clerk of the courts of this State may issue an execution on judgment, or decree, at any time after the rendition thereof, directed to the sheriff of another county, whether a return of *nulla bona* to a writ of execution issued to the sheriff of the county or city wherein the said judgment or decree was rendered, has been made or not, which writ of execution issued and directed to the sheriff of another county, shall be made returnable to the Circuit Court of the county to which it may be sent, and if sent to the City of Baltimore, returnable to the Superior court of said city, and there shall be sent therewith by the clerk issuing the same, to the clerk of the court to which said writ shall be returnable, a copy of the docket entries in the case upon which the court may proceed on said execution, by renewal or otherwise, in the same manner as if said execution had issued on a judgment or decree readered in said court, and on attachments on judgment or decrees, shall be regarded as an execution, the meaning of this section; *provided, nevertheless*, that no execution or attachment on judgment shall be issued and directed to another county, if there has been no return of nulla bona, until the plaintiff or plaintiffs, or his or their attorney of record, shall make and file with the clerks issuing the same, an affidavit that he or they are unable to discover in the county or city where the judgment or decree has been obtained, property from which the same can be realized; and, *provided, further*, that no judgment or decree shall be a lien upon real estate situated in another county from that wherein the said judgment or decree was obtained, or in the city of Baltimore, except from the date of the entry of the copy of the docket entries by the clerk of the court to which the said writ shall be returnable.

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

FETTER S. HOBLITZELL,
Speaker of the House of Delegates.
EDWARD LLOYD,
President of the Senate.

Approved April 5th, 1878.
JOHN LEE CARROLL,
Governor of Maryland.

We hereby certify that the aforegoing is a correct copy of an act passed the General Assembly of Maryland, at the January session, 1878.

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

[CHAPTER 400.]

ATTORNEY-AT-LAW.

AN ACT

To repeal Section nine, of Article eleven, of the Code of Public General Laws of Maryland, relating to Attorneys at Law, and to enact the following Section in lieu thereof.

Section 1. Be it enacted by the General Assembly of Maryland, That section nine, article eleven, of the Code of Public General Laws of Maryland, be and the same is hereby repealed, and the following section enacted in lieu thereof.

Section 2. All persons who are now, or shall hereafter be admitted to practice law in the Court of Appeals of this State, shall be entitled to practice law in any, or all other Courts of the State, upon exhibiting to the judge or clerk thereof, a duly authenticated certificate of such admission to the bar of the Court of Appeals.

Section 3. Be it enacted, That this act shall take effect from the date of its passage.

FETTER S. HOBLITZELL,
Speaker of the House of Delegates.
EDWARD LLOYD,
President of the Senate.

Approved April 5, 1878.
JOHN LEE CARROLL,
Governor.

We hereby certify, that the aforegoing is a correct copy of an act passed the General Assembly of Maryland, at the January Session, 1878.

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

[CHAPTER 270.]

LICENSES.

AN ACT

To add an additional section to article fifty-six, of the Code of Public General Laws, title "Licenses," sub-title "Brokers."

Section 1. Be it enacted by the General Assembly of Maryland, That an additional subsection be added to section seventeen, article fifty-six, of the Code of Public General Laws, title "Licenses," sub-title "Brokers," to read as follows;

Sec. 17. Sub-sec. 2. If any individual, copartnership, or firm, shall use or exercise the business or occupation of a merchandise broker, without having procured a license, as required by law, he shall be subject to a penalty of five hundred dollars for each offence, one-half thereof for the use of the State and the other half to the informer.

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

FETTER S. HOBLITZELL,
Speaker of the House of Delegates.
EDWARD LLOYD,
President of the Senate.

Approved April 5, 1878.
JOHN LEE CARROLL,
Governor of Maryland.

We hereby certify that the aforegoing is a correct copy of an Act passed at the General Assembly of Maryland, at the January session, 1878.

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

[CHAPTER 413.]

REVENUE AND TAXES.

AN ACT

To amend the second sub-section of the act of eighteen hundred and seventy-four, chapter four hundred and eighty three, entitled, An Act to repeal article eighty one of the Code of public General Laws of the State of Maryland, entitled "Revenue and Taxes," and to re-enact the same with amendments, as the said second sub-section was amended by the first and seventeenth sections of the Act of eighteen hundred and seventy six, chapter two hundred and sixty, entitled "An act to provide for the general valuation and assessment of property in this State," and to re-enact said second sub-section of the act of eighteen hundred and seventy four, chapter four hundred and eighty three, as so amended, in a new and amended form; and also to amend the third sub-section of the said act of eighteen hundred and seventy four, chapter four hundred and eighty-three, as amended by the act of eighteen hundred and seventy six, chapter three hundred and forty, entitled an act to repeal sub-sections three, four and twenty-one of section three of chapter four hundred and eighty-three, of the acts of eighteen hundred and seventy four, entitled an act to repeal article eighty one of the Code of Public General Laws of the State of Maryland, entitled "Revenue and Taxes" and to reenact the same with amendments, and re-enact the same so as to read as follows, and to re-enact said third sub-section as so amended, in a new and amended form.

Section 1. Be it enacted by the General Assembly of Maryland, That the second sub-section of the act of eighteen hundred and seventy four, chapter four hundred and eighty-three, entitled "An act to repeal article eighty-one of the Code of Public General Laws of the State of Maryland, entitled "Revenue and Taxes" and to re-enact the same with amendments as the said second sub-section was amended by the first and seventeenth sections of the act of eighteen hundred and seventy six, chapter two hundred and sixty, entitled "An act to provide for the general valuation and assessment of property in this State," and that the third subsection" of the said act of eighteen hundred and seventy four, chapter four hundred and eighty three, as amended by the act of eighteen hundred and seventy six, chapter three hundred and forty, entitled "An act to repeal sub-sections three, four and twenty-one, of section three, of chapter four hundred and eighty three, of the acts of eighteen hundred and seventy four, entitled "An act to repeal article eighty-one, of the Code of Public General Laws of the State of Maryland, entitled Revenue and Taxes," and to re-enact the same with amendments, and re-enact the same so as to read as follows be, and the same are hereby, re-enacted and amended in a new and amended form, so that the said sub-sections so amended, shall read as follows.

Sec. 2. All interests, shares or proportions, owned by residents of this State, in all ships or other vessels, registered in a port of Maryland, whether such ships or other vessels be in or out of port; all shares of stock, or shares, in any bank, State or National, or in any Company or corporation, incorporated by, or located in, and doing business in this State, whether, said share, or shares of stock, are owned by residents, or non-residents of this State, all shares of stock, or shares in any bank other than a National Bank, or in any company or corporation, incorporated by, or located in, and doing business in any other State, or in any Territory, or Country, owned by residents of this State, all bonds made by any State, owned by residence of this State which were not exempted from taxation by the law of said State authorizing the issue of such bonds; all bonds issued by any Territory, or by any corporation, belonging to residents of this State, all investments in private securities of every kind, nature and description belonging to residents of this State, except mortgages upon property wholly within this State, and the mortgage debts respectively secured thereon; the real property located in this State, and the personal property owned by any corporation, incorporated by this State, not having a capital divided into shares, or having shares of capital stock which are wholly, or in part exempted from taxation by this State, when the said real, or personal property so owned by said corporation, is not protected from taxation by the exemption of said shares of stock from taxation; and all other property of every kind, nature and description, within this State, shall be liable to be valued to the respective owners thereof, and to be assessed and taxed as the property of such respective owners, except as provided in the next ensuing section.

Sec. 3. That the provisions of the proceed- section shall not apply to any bonds, stock or evidence of debts issued by the United States, or to any property belonging to the United States, or to this State, or to any County, or incorporated city, or town in this State; to houses or buildings, used exclusively for public worship, or to the furniture contained therein, or to the parsonages connected therewith or to the grounds, appurtenant to such houses, or buildings so exclusively used, for public worship, or as parsonages, which may be necessary for the respective uses thereof; nor shall the provisions of the said preceding section apply to grave yards, cemeteries, or Cemetry Companies, paying no dividends, or to burrying grounds, set apart for the use of any family, or belonging to any church or congregation, or to the crop or produce of any land in this State, in the hands of the producer or his agent; or to provisions kept for the use and consumption of the family of the person to whom the same shall belong, or to the working tools of mechanics and manufacturers, moved or worked exclusively by hand, or to wearing apparel of any description, or to fish, while in the possession of the fishermen employed in catching, salting and packing the same; or while in the possession of their agents unsold, or to the buildings equiment and furniture of hospitals, asylums, charitable or benevolent institutions, or to the ground apparenant thereto, which may be necessary for the respective uses thereof, or to the building, furniture, equipment, or libraries of incorporated Educational or Literary Institutions, or to the ground appurtenant thereto, which may be necessary for the respective uses thereof, nor to the property, real or personal of any corporation incorporated by this State, and having a capital stock divided into shares, when said shares are subject to taxation by this State as the property of the owners thereof; nor to any shares of stock in any corporation when said shares of stock are exempted from taxation; nor to any property of any corporation whose shares of capital stock are exempted from taxation, when said property is protected from taxation by the exemption of said shares from taxation, but each and all of said exemptions from taxation shall be strictly construed.

Sec. 2. And be it enacted that this act shall take effect from and after the date of its passage.

FETTER S. HOBLITZELL,
Speaker of the House of Delegates.
EDWARD LLOYD,
President of the Senate.

Approved this 5th day of April, 1878.
JOHN LEE CARROLL,
Governor of Maryland.

We hereby certify that the aforegoing is a correct copy of an act of assembly passed at January session, 1878.

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

[CHAPTER 229.]

FEES OF OFFICERS.

AN ACT

To repeal and re-enact with amendments the eighth section of the thirty-eight article of the Code of Public General Laws, title "Fees of Officers."

Section 1. Be it enacted by the General Assembly of Maryland, That the eighth section of the thirty-eighth article of the Code of Public General Laws, title "Fees of Officers," be and the same is hereby repealed and re-enacted with amendments, so as to read as follows:

8. Each clerk and register of wills on coming into office, shall complete all the unfinished business which shall be in his office unfinished by his predecessor, within the six months given in the preceding section, and such clerk or register shall be allowed the usual fees for so doing, the same to be paid by said predecessor, and the last official bond of said predecessor shall be responsible for same in cases where said predecessor has received the fees therefor, and in cases where the fees have not been received by his said predecessor, such clerk or register completing said business shall be entitled to said fees therefor, and shall collect the same from the parties owing the same in the like manner that he collects other fees for similar services.

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

EDWARD LLOYD,
President of the Senate.

FETTER S. HOBLITZELL,
Speaker of the House of Delegates.

Approved April 1st, 1878.
JOHN LEE CARROLL,
Governor of Maryland.

We hereby certify that the aforegoing is a correct copy of an act of Assembly passed at January session, 1878.

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

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