

C H A P.
LXXIV.
Grand jurors
not to be sum-
moned, &c.

XL. AND BE IT ENACTED, That from and after the passage of this act, it shall not be lawful for any sheriff of any county on the western or eastern shore respectively to summons any person as a grand juror to the general court; and said sheriffs respectively shall hereafter summons four persons qualified according to law as petit jurors only to the general court, any law to the contrary notwithstanding.

Vacancies not
to be filled up.

XLI. AND, whereas the constitution and form of government hath not prescribed the number of judges of which the court of appeals shall be constituted, and the same ought hereafter to be fixed by law; therefore, BE IT ENACTED, That in case of the death, resignation, disqualification or removal, of any of the judges of the court of appeals, the vacancy occasioned thereby shall not be filled up, and the said court of appeals shall thereafter consist of three persons, qualified according to the constitution and form of government, and they, or any two of them, shall have power to hear and determine all cases of errors and appeals, as fully, and in the same manner, as errors and appeals have heretofore been heard and determined.

In case of
death, &c. a
person to be
appointed, &c.

XLII. AND BE IT ENACTED, That when and after the said court of appeals shall consist of three judges, as herein before provided, in case of the death, resignation, disqualification, or removal out of the state, of any of said judges, the governor and council shall proceed forthwith to appoint a fit and proper person, qualified according to the constitution, to fill up such vacancy, so that the said court may always thereafter be composed of three judges.

Court to have
power, &c.

XLIII. AND BE IT ENACTED, That the judges of the court of appeals, or any three of them, until the number thereof shall decrease to three, as herein before provided, shall have power to hear and determine all cases of errors and appeals, in the same manner, and as fully, as errors and appeals have been heretofore heard and determined.

Process to be
tested, &c.

XLIV. AND BE IT ENACTED, That from and after the twentieth day of January next, all process to be issued from the several county courts of this state shall be tested in the name of the chief justice of the district in which the same shall issue, until the chief justices to be appointed in virtue of this act shall have qualified under their respective commissions.

Acts repealed.

XLV. AND BE IT ENACTED, That an act of assembly, passed at November session, seventeen hundred and ninety-six, entitled, An act for the better administration of justice in the several counties of this state, and the several supplements thereto, and also the fourth section of an act passed at November session, in the year seventeen hundred and ninety, entitled, An act for the better administration of justice in the several counties of this state, be and the same are hereby repealed.

Commence-
ment, &c.

XLVI. AND BE IT ENACTED, That this act shall commence upon the twentieth day of January next, and continue and be in force until the first day of January, eighteen hundred and five.

C H A P. LXXV.

Passed 31st of
Dec. 1801.

An ACT to repair the old or to build a new poor-house in Anne-Arundel county.

Preamble.

WHEREAS it has been represented to this general assembly, that the poor-house of Anne-Arundel county has been destroyed by fire, and that there is at this time no place for the reception and accommodation of the poor of said county;

Justices to as-
sess money, &c.

II. BE IT ENACTED, *by the General Assembly of Maryland*, That the justices of the levy court of Anne-Arundel county be and they are hereby authorised and empowered to assess and levy a sum of money, not exceeding four thousand dollars, on the assessable property of the county aforesaid, for the purpose of repairing the old or of building a new poor-house in said county, provided that not more than the sum of two thousand dollars shall be levied in any one year.

Commission-
ers appointed,
&c.

III. AND BE IT ENACTED, That Thomas Lee, Walter Worthington, Jonathan Selmon, John S. Belt, col. Rezin Hammond, Joseph Selby and William Hall, 3d, be appointed commissioners to contract with any person or persons for the repairs of the said poor-house, in any manner that they, or the majority of them, may deem proper, or if the majority of the said commissioners shall be of opinion that it would be more beneficial to the interest of the county aforesaid to build a new poor-house than to repair the old, in that case they are authorised to purchase, in fee-simple,