

said, as the case may require, in the name of the state of Maryland, in the proper court or courts, and the same to prosecute to the final end thereof, for the use and benefit of such persons; in which suits, the person or persons injured as aforesaid, shall be entitled to obtain and recover a verdict and judgment to the amount of the injury or damage he shall make appear to have been by him sustained or suffered as aforesaid, and in case any security or securities, on bond given for the faithful performance of the duty of an auctioneer or auctioneers licensed in virtue of this act, shall die, remove from the state, or become insolvent, the governor shall, and he is hereby authorized and empowered, to demand other security or securities for the same, and in case of neglect or refusal, the license so granted shall thenceforth become, and is hereby declared to be, null and void, to all intents and purposes, as if the same had never been granted.

8. *And be it enacted*, That no person shall deal in buying and selling lottery tickets within the city or precincts of Baltimore, until he has previously obtained a license from the city court of Baltimore.

9. *And be it enacted*, That each and every person, applying as aforesaid, shall pay to the clerk of the court to which such application shall be made, for the use of the state, the sum of two hundred dollars.

10. *And be it enacted*, That if any person shall trade in buying and selling of lottery tickets as aforesaid, without having obtained a license as aforesaid, such person shall forfeit the sum of two hundred dollars for each and every offence, to be recovered as other fines and forfeitures are, one half to the use of the state, the other to the informer.

11. *And be it enacted*, That from and after the first day of April next, no person shall exercise the employment of a broker within the city of Baltimore, in making bargains between merchant and merchant, or other persons, concerning merchandise, insurance, or any other matter or thing whatsoever, until he shall have previously obtained from the city court a license of admission under the seal of the said court.

12. *And be it enacted*, That upon the admission of any broker, he shall take an oath, or affirmation, as the case may be, to the effect following, viz. "I, A. B. do solemnly promise and swear, (or affirm) that I will truly, honestly and faithfully, execute and perform the office and employment of a broker, between party and party, in all things appertaining to the duty of said office and employment, without fraud or collusion, and to the best of my skill and knowledge."

13. *And be it enacted*, That no person shall be admitted to be a broker as aforesaid, until he shall, with good and sufficient sureties to be approved by the city court, enter into an obligation to the state, in the penal sum of fifteen thousand dollars, conditioned to the effect following, viz. "The condition of this obligation is such, that if the said A. B. do and shall, well and truly use, execute and perform, the office and employment of a broker, between party and party, without fraud, collusion, imposition, or any corrupt or crafty devices, and do and shall faithfully execute every trust committed to him as broker, then this obligation to be void, otherwise to remain in full force and virtue."

14. *And be it enacted*, That the license of admission, granted as aforesaid, shall have continuance only for the term of one year from the date thereof, and every broker desirous of renewing his license, shall apply for the same to the city court each and every year.

15. *And be it enacted*, That if any person not being admitted as aforesaid, shall act as broker within the city of Baltimore, he shall forfeit one hundred dollars for each and every offence, to be recovered by action of debt in Baltimore City Court, for the use of the state; and if any person shall knowingly employ any person as a broker, not being admitted as aforesaid, he shall forfeit one hundred dollars for each and every offence, to be recovered and applied as aforesaid.

16. *And be it enacted*, That every person obtaining a license of admission as aforesaid, shall for each and every such license, pay to the clerk of the city court for the use of the state, the sum of fifty dollars.

17. *And be it enacted*, That if any person whatsoever shall sustain any injury or damage from any act or default of a broker, contrary to the tenor of his obligation given as aforesaid, then and in such case such person may institute an action in Baltimore county court, or such other court of the county in which the defendant may be legally sued, for his use and benefit, in the name of the state, upon the obligation given as aforesaid by such broker, and in such action he shall recover judgment for the amount of damages sustained by him; and in all such actions the same principles of law, the same proceedings and pleadings, shall prevail, as do obtain in actions prosecuted by individuals upon bonds given by public officers to the state of Maryland with collateral conditions.

18. *And be it enacted*, That the revenue arising under this law, from and after the passage of this act, shall be and the same is hereby appropriated to the use of the free schools of this state in the manner and under the regulations which may be hereafter adopted by the legislature.

19. *And be it enacted*, That so much of this act as respects the sale of lottery tickets, shall be confined to the sale of tickets in such schemes as shall be published after the passage of this act.

20. *And be it enacted*, That the money arising from licenses to pedlars or hawkers throughout the state, be and the same is appropriated as the other funds hereby created and appropriated.

BY THE HOUSE OF DELEGATES, February 1, 1817.

Ordered, That the bill, entitled, An act to provide for the separation of Baltimore county from Baltimore city, and to repeal and alter all such parts of the constitution and form of government in relation thereto, be referred to the next general assembly of Maryland, and that the same be published with the votes and proceedings, for the information and consideration of the people of said county.

By order,

L. GASSAWAY, Clk.

*AN ACT to provide for the separation of Baltimore County from Baltimore City, and to repeal and alter all such parts of the Constitution and Form of Government in relation thereto.*

Whereas, it is represented to this general assembly, that great grievances and inconveniencies are daily experienced by the body of Baltimore county, by union of Baltimore city with the said county, and the only remedy for said grievances will be to separate the said county from the said city, and give to each the entire management of their judicial and financial affairs, separate and distinct from each other; therefore,

1. *Be it enacted by the General Assembly of Maryland*, That from and after the thirtieth day of September, eighteen hundred and eighteen, Baltimore city according to its limits, as the same shall be by law established on or before that day, shall be erected into a separate and distinct jurisdiction, and shall no longer be a part of Baltimore county, and shall have the right of exercising and enjoying all the rights and privileges which the said city now does enjoy within the limits of said city, and all the residue of the said Baltimore county, without the limits of said city, shall be by law erected into a separate and distinct coun-