

ence to the lottery system thereof, or that was passed for the purpose of establishing, modifying, amending, or enforcing the same, or any part or provision thereof; any and every person so offending, shall forfeit and pay the sum of thirty dollars for each and every such offence, one-half to the use of the informer, the other to the use of the state; to be recovered by warrant, before a justice of the peace, in the same manner as small debts are, or shall be recovered; *Provided however*, that before any warrant shall be granted to enforce any such forfeiture or payment, it shall be and hereby is made necessary, that the lottery commissioners shall approve and request in writing, that such warrant may be issued; *And provided also*, that the prosecution to be instituted, and the forfeiture, and payment to be enforced by such warrant, shall be substituted for any other prosecution now authorized, and penalty provided by law to punish such offence or offender, only in case the said commissioners shall have approved the issuing of such warrant as aforesaid, before the same was granted.

Previous.

SEC. 4. *And be it enacted*, That the said commissioners shall take from the person or persons who may contract to raise money as aforesaid, to the use of the state, by a scheme or schemes of a lottery or lotteries, a bond or bonds, with one or more sureties, in twice the sum of such scheme or schemes, conditioned that the obligor shall and will pay any and every prize that shall be drawn in such lottery or lotteries as the same shall become payable, and be legally demanded, and every and any person or persons who may be legally entitled to claim and receive the sum of any such prize or prizes, the same being first demanded and unpaid, may prosecute in the name of the state, an action or actions, on such bond or bonds, at the cost, and to the use of such person or persons who shall recover thereon, as fully as if the said bond or bonds had been given to such person or persons, and his or their executors, administrators or assigns; and every bond taken as aforesaid shall be filed with, and recorded by the clerk of Baltimore county court, and a copy of such record, under the seal of said court, shall be received as evidence in any action thereon, in any court of this state; *And it is hereby provided and declared*, that this state shall not be deemed or held in anywise liable for the payment of any prize that may be drawn in any scheme of any lottery which shall be contracted for as aforesaid, and that the remedy of any and every person or persons, legally entitled to any such prize or prizes, shall be limited to and exclusively against the obligors under the bond taken by the commissioners to secure the payment of such prize or prizes.

Contractors' bond.

State not liable for prizes.

SEC. 5. *And be it enacted*, That the schemes of lotteries for which any person or persons shall contract with the commis-

Commissioners to