

plaintiff the amount of his debt and costs, he shall have the same remedy against the defendant, on the plaintiff's judgment against him, as the plaintiff himself might originally have had.

his debt and costs, to have remedy against defendant, &c.

SEC. 5. *And be it enacted*, That this act shall continue to be in force for and during the continuance of the act to which this is a supplement.

Duration.

There is no limitation to the original act.

SEC. 6. *And be it enacted*, That so much of the act to which this is a supplement, as is contrary to, or inconsistent with, this act, be and the same is hereby repealed.

Part of an act repealed

CHAPTER 31.

AN ACT to compel Justices of the Peace to take cognizance of persons retailing spirituous liquors without license in the recess of court, and for other purposes.

WHEREAS the act* for founding a college on the western shore of this state, together with Washington college on the eastern shore, into one university, by the name of The University of Maryland, and the supplements thereto, are not sufficient to prevent coasters, and others, from retailing liquors, without license, in the recess of the county courts; therefore;

Preamble. # 1784, ch. 37.

SEC. 2. *Be it enacted, by the General Assembly of Maryland*, That from and after the passage of this act, it shall be the duty of the justices of the peace in the several counties in this state, upon information being given of any person retailing any wine, rum, brandy, whiskey, or other distilled spirituous liquors, strong beer or cider, in this state, without a license or permit for that purpose, obtained agreeably to law, to issue a warrant, under his hand, directed to some constable, or some other person legally authorized in his county, to take such person or persons, thus offending, into his custody, and to bring them immediately before him, or some other justice of the peace, and upon the fact being made appear, it shall be the duty of such justice of the peace to take the recognizance of such person or persons, with such security as he may deem sufficient, in the sum of six pounds current money, conditioned, that the principal shall make his personal appearance at the next county court of the county where the said justices shall reside, and not depart the said court without leave thereof; *Provided*, that nothing herein contained shall be deemed, construed or taken, to prohibit the maker, distiller or brewer, of any spirituous liquors, beer or cider, from retailing the same in such manner as is prescribed by law.

Justices, in certain cases, to issue warrants, &c.

Proviso.

SEC. 3. *And be it enacted*, That it shall be the duty of the constables, in their respective counties, to make strict inquiry, and to call on all persons who do not reside in their respective counties, and who are retailing any of the liquors above men-

Constables to call on persons retailing liquor for