

CHAP. 123.

Authorised to sell tickets in any part of the state.

3. AND BE IT ENACTED, That the aforesaid managers, or any of them, or any person authorised by them, shall have full power and authority to sell and dispose of tickets in the said lottery, either in the city of Baltimore or any other part of this state, without paying any tax to the corporation of the city of Baltimore therefor, any law to the contrary notwithstanding.

CHAP. CXXIV.

Passed Jan. 6, 1810

*A Supplement to an Act(a), entitled, An act to incorporate Companies to make several turnpike Roads through Baltimore County, and for other purposes. Lib. TH. No. 2, fol. 300.*

(a) 1804, ch. 51. See Nov. 1812, ch. 59; Dec. 1813, ch. 171; 1815, ch. 166.

This act appears to be repealed by 1815, ch. 166, s. 17.

CHAP. CXXV.

Passed Jan 6, 1810

Officers to return writs of habeas corpus within 3 days.

*An Act respecting Writs of Habeas Corpus. Lib. TH. No. 2, fol. 301.*

1. BE IT ENACTED, by the General Assembly of Maryland, That whosoever a writ of habeas corpus shall be served, by delivering it to the officer or other person to whom it is directed, or by leaving it at the gaol, prison or place, in which the party suing it out is detained, unless the warrant of commitment plainly and specially express the same to have been for treason or felony, such officer or other person shall, within three days after such service, make return of the writ, and cause the prisoner or person detained, restrained or confined, to be brought before the proper court, judge or judges, according to the command thereof, and shall likewise certify the true causes of his or her detainer or imprisonment, if any, or under what colour or pretence such person is confined or restrained of his or her liberty, but if the prisoner is to be brought more than twenty miles, the sheriff or other person shall be allowed so many days more to bring him or her in, as will be equal to one day for every twenty miles of such further distance, and every such writ shall be signed by him who awarded it.

By Dec. 1813, ch. 175, the truth of the return may be controverted; witnesses may be subpoenaed, and their attendance enforced, &c.

2. AND BE IT ENACTED, That if any person in the vacation time shall be or stand committed or detained as aforesaid for any crime, or under any colour or pretence whatsoever, unless it be for treason or felony, plainly expressed in the warrant of commitment, the prisoner or person detained, not being convict or in execution by legal process, or any one on his behalf, may complain to the chancellor, or any judge of the court of appeals, or of the county courts of this state, or to the chief justice of the court of oyer and terminer and gaol delivery for Baltimore county(a), who, at the request of such prisoner or person detained, or other person on his behalf, or upon a view of a copy of the warrant of commitment or detainer, or cause of commitment or detainer, or otherwise, upon affidavit made that a copy thereof was demanded of him in whose custody the prisoner was detained, and the same neglected or refused to be given, to award and grant a habeas corpus, to be directed to the officer or other person in whose custody the party committed or detained shall be, returnable immediately before the said chancellor, judge or chief justice, and upon service thereof as aforesaid, the officer or person in whose custody the party is so committed or de-

Persons committed in vacation time, upon complaint, to the chancellor, &c. is entitled to a habeas corpus returnable immediately.

(a) See 1816, ch. 193.