

the said Thomas Worrell, if he be thereto required by any such citizen or citizens, that it does not appear by the books, papers, or other documents of Edward Worrell, late of Kent county, deceased, that the said account, or any article thereof, hath been paid or satisfied, and that he doth not know of any payment thereof being made to the said Edward Worrell, or to any other person for his use, and that he hath not himself received the same, or any part thereof, except so much as shall be credited on the said account; and if any citizen, of whom such taxes, fees or charges, shall be claimed, shall allege that the same hath been paid to any agent or deputy of the said Edward Worrell, it shall be lawful for the said Thomas Worrell, or other person interested, to cause such agent or deputy to be summoned before a justice of the peace of such county, and to be examined, on oath or affirmation, concerning the truth of such allegations.

C H A P.
XXXVIII.

C H A P. XXXIX.

An ACT to alter such parts of the constitution and form of government as require certain oaths to be taken by members of the general assembly and electors of the senate.

Passed December 25.

WHEREAS certain citizens of this state hold it unlawful to take an oath on any occasion, and it is highly improper to restrain the people in the choice of delegates, and electors of the senate, further than the security of the state may require;

Preamble.

II. *Be it enacted, by the General Assembly of Maryland,* That all those parts of the constitution and form of government that require certain oaths to be taken by members of the general assembly, and by electors of the senate, shall be and hereby are repealed, abrogated, and made null and void, and hereafter a solemn affirmation or declaration may and shall be received instead of an oath, from any citizen conscientiously scrupulous of taking an oath in any case, and permitted by the constitution to affirm in certain cases, and who shall hereafter be chosen a senator, delegate, or elector of the senate.

Part of the
constitution
repealed, &c.

C H A P. XL.

An ACT to alter the time of holding the court of appeals.

Passed December 25.

WHEREAS it appears to this general assembly, that the holding of the court of appeals on the first Tuesday in the months of May and October is inconvenient;

Preamble.

II. *Be it enacted, by the General Assembly of Maryland,* That the court of appeals to be held on the first Tuesday in May next, shall, by virtue of this act, be held on the second Tuesday in the month of June next; and every appeal and proceeding now depending in the said court, shall be and hereby are continued from the said first Tuesday in May next, until the said second Tuesday in June next; and every appeal and proceeding now depending in the said court, shall stand in the same state and condition, to all intents and purposes, on the said second Tuesday in June next, as the same would be in on the first Tuesday in May next, if this act had not been made; and the said court to be held in virtue of this act on the second Tuesday of June next, when adjourned by the judges of the said court, after finishing their business, shall be and hereby is adjourned to the second Tuesday in November next; and the said court, for ever thereafter, shall be held on the second Tuesday in the months of June and November.

When court
of appeals is
to be held,
&c.

C H A P. XLI.

An ACT to revive and aid the proceedings in Saint-Mary's county court.

Passed December 25.

WHEREAS the justices of Saint-Mary's county court, on the sixteenth day of this present month, were prevented by the badness of the weather, and the general indisposition of the justices, from meeting and holding their court agreeable to their adjournment of September term, and divers actions, suits and proceedings, civil and criminal, were discontinued; for aiding therefore the said actions, suits and proceedings, and for saving, as far as may

Preamble.

may