

An. Code, 1924, sec. 248. 1912, sec. 218. 1904, sec. 203. 1898, ch. 285, sec. 124B.

292. Nothing in the next preceding section shall render it unlawful in any county of this State, other than Baltimore City, for any person or persons to make a pool or a book, or to bet within the ground of any agricultural association, race course or driving park, upon the result of any trotting, pacing or running race of horses which shall be held within the same grounds, race course or driving park upon which said person shall so make a pool or book, or shall so bet upon the same day on which said race shall be held; provided, the grounds of such agricultural association, race course or driving park be licensed in the manner set forth in the next succeeding section by the circuit court for the county within which such grounds or track may be located.

Secs. 292 to 295, inclusive, are unconstitutional and void, in that they attempt to impose upon the court a non-judicial duty. Cases reviewed. Peculiarities of these sections. Sec. 291 is valid. *Close v. So. Md. Agri. Assn.*, 134 Md. 635. See also *Beall v. So. Md. Agri. Assn.*, 136 Md. 305.

This section referred to in upholding validity of act of 1912, ch. 132 (relating to Harford County), and of a racing commission constituted by that act. It was not the intention of legislature to suppress horse racing or prohibit betting thereon except as limited by various acts. *Clark v. Harford, etc., Assn.*, 118 Md. 621.

See notes to sec. 291. See art. 78B.

See art. 78B, sec. 10.

An. Code, 1924, sec. 249. 1912, sec. 219. 1904, sec. 204. 1898, ch. 285, sec. 124C.

293. Every person applying for a license as required by the next preceding section shall file with the circuit court for the county within which the grounds of such agricultural association, race course or driving park may be located, his petition for such a license, and before granting the said license the said court shall cause notification of said petition to be published, at the cost of the applicant, at least once a week for three successive weeks, in a newspaper published in the county in which the grounds aforesaid may be located.

See notes to secs. 291 and 292.

An. Code, 1924, sec. 250. 1912, sec. 220. 1904, sec. 205. 1898, ch. 285, sec. 124D.

294. The said petition shall contain the name or names of the applicant or applicants; second, the name of the grounds upon which the license is desired; third, a definite description of the place where such grounds are located; fourth, a day or days for which such license is desired, and there shall be annexed to this petition a certificate signed by at least twenty-five respectable qualified voters of the election district of the county in which such grounds are located, praying the court to grant the said license.

See notes to secs. 291 and 292.

An. Code, 1924, sec. 251. 1912, sec. 221. 1904, sec. 206. 1898, ch. 285, sec. 124E. 1902, ch. 572. 1904, ch. 585. 1906, ch. 127. 1935, ch. 390.

295. In such license shall be stated the name of the grounds, enclosure or park, and the number of days and the month within which said license shall be operative, and the said court shall not grant in the aggregate license for more than thirty days in any year, nor more than fifteen days in any one month in any county in this State, nor for any days whatever during the months of December, January, February and March; provided, that the Circuit Court for Baltimore County may grant such license for not more than seventy-five days between the first day of April and the