

is such as would (if death had not ensued) have entitled the party injured to maintain an action and recover damages in respect thereof, the person who would have been liable if death had not ensued shall be liable to an action for damages, notwithstanding the death of the person injured, and although the death shall have been caused under such circumstances as amount in law to felony.

State use of *Coughlan v. B. & O. R. R. Co.*, 24 Md. 84. *B. & O. R. R. Co. v. State use Kelly*, 24 Md. 271. *B. & O. R. R. Co. v. State use Miller*, 29 Md. 252. *N. C. R. Co. v. State use Price*, 29 Md. 420. *B. & O. R. R. Co. v. State use Smith*, 29 Md. 460. *B. & O. R. R. Co. v. State use Fryer*, 30 Md. 47. *Deford v. State use Keyser*, 30 Md. 179. *N. C. R. W. Co. v. State use Geis*, 31 Md. 357. *B. & O. R. R. Co. v. State use Trainor*, 33 Md. 542. *B. & O. R. R. Co. v. State use Dougherty*, 36 Md. 366. *C. & P. R. R. Co. v. State use Fazenbaker*, 37 Md. 156. *B. & O. R. R. Co. v. Woodward*, 41 Md. 268. *C. & P. R. R. Co. v. Moran*, 44 Md. 283. State use *Allen v. P. & C. R. R. Co.*, 45 Md. 41. *C. & P. R. R. Co. v. Hogan*, 45 Md. 229. State use *Foy v. P. W. & B. R. R. Co.*, 47 Md. 76. *N. C. R. W. Co. v. State use Burns*, 54 Md. 113. *B. & P. R. R. Co. v. State use Stansbury*, 54 Md. 648. State use *Hamelin v. Malster*, 57 Md. 309. State use *Miller v. B. & O. R. R. Co.*, 58 Md. 221. *P., W. & B. R. R. Co. v. State use Bitzer*, 58 Md. 372. State use *Bacon v. B. & P. R. R. Co.*, 58 Md. 482. *B. & O. R. R. Co. v. State use Hauer*, 60 Md. 450. State use of *Barnard v. P., W. & B. R. R. Co.*, 60 Md. 555. *P. R. R. Co. v. State use McGirr*, 61 Md. 108. *B. & O. R. R. Co. v. State use Allison*, 62 Md. 479. *B. & O. R. R. Co. v. State use Mahone*, 63 Md. 145. State use *Abell v. West. Md. R. R. Co.*, 63 Md. 433. State use of *Janney v. House-keeper*, 70 Md. 168. State *v. B. & O. R. R.*, 70 Md. 319. *Agricultural Asso. v. State*, 71 Md. 86. *Balto. & R. Turnpike v. State*, 71 Md. 577. *B. & O. v. State*, 71 Md. 591. State *v. Boyce*, 72 Md. 140. State *v. B. & O. R. R. Co.*, 72 Md. 144. *Balto. & Pot. R. R. v. State*, 75 Md. 152. *B. & O. v. State use of Good*, 75 Md. 527. *B. & O. R. R. Co. v. State*, 79 Md. 335. State use of *Hartlove v. Fox*, 79 Md. 521. *B. & O. R. R. Co. v. State use of Chambers*, 81 Md. 371. *W. U. Tel. v. State*, 82 Md. 293. *Brady v. Consol. Gas. Co.*, 85 Md. 637. *Cocking v. Wade*, 87 Md. 545. *N. C. R. R. Co. v. State*, 88 Md. 168. *Pikesville, etc., Co. v. Russell*, 88 Md. 563. *Tucker v. State*, 89 Md. 471.

1888, art. 67, sec. 2. 1860, art. 65, sec. 2. 1852, ch. 299, sec. 2.

2. Every such action shall be for the benefit of the wife, husband, parent and child of the person whose death shall have been so caused and shall be brought by and in the name of the State of Maryland for the use of the person entitled to damages; and in every such action the jury may give such damages as they may think proportioned to the injury resulting from such death to the parties respectively for whom and for whose benefit such action shall be brought, and the