

Public Local Laws be and the same is hereby repealed, and the following enacted therefor :

111. The salary of the toll gatherer at the gate between Frostburg and Cumberland, shall be one hundred and twenty-five dollars per annum ; the salary of the toll gatherer at the gate west of Frostburg, shall be one hundred and twenty-five dollars per annum ; the said salary to be retained and paid out of the tolls collected on said road. Salary of toll-gatherers.

Sec. 4. *And be it enacted*, That this act shall take effect on the first Monday in May next. In force.

CHAPTER 177.

AN ACT to amend the eighteenth section of Article eleven of the Code of Public General Laws relating to State's Attorney. Passed March 2, 1862.

Be it enacted by the General Assembly of Maryland, That the eighteenth section of the eleventh article of the Code of Public General Laws is hereby amended and re-enacted as follows : Amended.

The State's Attorney for each county shall, in such county, prosecute and defend on the part of the State all cases in which the State may be interested; and whenever in any case which he shall so prosecute founded on an indictment or presentment found in any county or the city of Baltimore, an appeal shall be taken by either party to the Court of Appeals, it shall also be the duty of said State's Attorney to prosecute or defend, as the case may be, said appeal in the Court of Appeals, for which service he shall be entitled to such compensation as may be allowed by the County Commissioners of the county where said presentment or indictment was found, or by the Criminal Court of Baltimore where indictment was found in said city, to be levied, collected and paid as other costs now are in such cases ; and in no such case shall counsel fees be paid by the State, unless to counsel specially retained by the Governor. Duty of State's Attorneys.

Sec. . *And be it enacted*, That this act shall take effect from the date of its passage. In force.