

court, the remaining justice may and shall hold jurisdiction of said matter, and constitute the court for that purpose, and that any suit now pending before the said courts in which any two justices as aforesaid shall be therein interested, shall be heard, and determined by the remaining justice as aforesaid.

SEC. 9. *And be it enacted*, That if all three of the justices of any magistrate's court shall be interested in such matter as aforesaid, then the said matter may be investigated, and jurisdiction thereof entertained by any neighbouring district court of the same county.

CHAPTER 306.

An act for the relief of Francis Welch, of Anne Arundel County.

Passed Mar. 21,
1837.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That the commissioners of Anne Arundel county, be, and they are hereby authorised and directed to levy on the assessable property of said county for the use of Francis Welch of said county, such sum of money as the said Welch shall have paid to Bushrod W. Marriott, late sheriff of Anne Arundel county, in consequence of the judgment of the court of Appeals for the Western shore entered at December term eighteen hundred and thirty-three in the case of Jacob H. Slemaker, appellant against the said Bushrod W. Marriott, appellee, provided the said commissioners shall be of opinion that the slave of the said Jacob H. Slemaker, in the proceedings in said cause mentioned, escaped from the common Gaol of Anne Arundel county by reason of the weakness and insecurity of said common Gaol, and not through the negligence and default of the said Francis Welch.

Sec. 2. *And be it enacted*, That if the decision of the aforesaid commissioners shall be adverse to the claim of the said Francis Welch, it shall and may be lawful for the said Welch, to appeal from the said commissioners to Anne Arundel county court, who shall determine the same at the term next after such appeal shall be taken, and at the instance of either party a jury shall be empannelled under the direction of said