

mitted in evidence as aforesaid, and such register of wills may ask, demand and receive, such fee for recording the same, as is allowed by law in other cases of a similar nature.

C H A P. CLXVIII.

C H A P. CLXIX.

An ACT concerning Costs in Criminal Prosecutions.

Passed 7th of Jan. 1810.

BE IT ENACTED, by the General Assembly of Maryland, That for every warrant of a criminal nature issued by any justice of the peace, and served by any constable, the constable so serving the same, and producing the person against whom the warrant issued, shall be entitled to receive thirty-three cents current money for his services.

II. AND BE IT ENACTED, That in all cases aforesaid which shall come before the county courts, or the criminal court of oyer and terminer and gaol delivery for Baltimore county, for trial and decision, the clerks of the several courts aforesaid shall, if the traverser or person presented be found guilty, and there has been in the first instance a warrant served upon the said traverser or party presented, tax against the traverser aforesaid the constable's costs for serving the said warrant.

III. AND BE IT ENACTED, That in all cases aforesaid which shall come before any of the courts aforesaid for trial and decision, the clerks of the said courts shall, where the person or persons presented and tried are acquitted, if there have been a warrant served against the said person or persons by a constable, tax the said constable's costs for service aforesaid against the state.

IV. AND BE IT ENACTED, That the levy courts in the several counties of this state shall levy, in all such cases last aforesaid described, upon the assessable property in the county, the costs taxed by the clerk against the state for the service aforesaid.

C H A P. CLXX.

An ACT to authorise a Lottery to raise a sum of Money for repairing the Protestant Episcopal Church in the City of Annapolis.

Passed 7th of Jan. 1810.

BE IT ENACTED, by the General Assembly of Maryland, That it shall and may be lawful for John Barber, James P. Maynard, Frederick Green, Henry Maynadier, Jonathan Pinkney, Nicholas Brewer and Lewis Duvall, or a majority of them, to act as managers, and to propose a scheme of a lottery for raising a sum of money, not exceeding one thousand dollars, and to dispose of the tickets thereof; provided the said John Barber, James P. Maynard, Frederick Green, Henry Maynadier, Jonathan Pinkney, Nicholas Brewer and Lewis Duvall, or such majority of them as shall undertake to act under this law, shall, before the sale or disposal of any ticket or tickets in said lottery, give their bond to the state of Maryland, in the penalty of two thousand dollars, conditioned that they will well and truly apply so much of the money arising therefrom, within six months after the drawing of said lottery shall commence, as will satisfy the fortunate adventurers for prizes drawn by them, and after deducting the necessary expenses incurred in said lottery, shall, within six months after the drawing of said lottery apply the money raised by such lottery to the repairing of the Protestant Episcopal church in the city of Annapolis.

II. AND BE IT ENACTED, That the said John Barber, James P. Maynard, Frederick Green, Henry Maynadier, Jonathan Pinkney, Nicholas Brewer and Lewis Duvall, or any one of them, or any person or persons acting for them, shall be and they are hereby authorised to sell, dispose of and vend, any ticket or tickets in any part of this state, free of any cost, charge, license or tax, any by-law or ordinance to the contrary notwithstanding.

III. AND BE IT ENACTED, That it shall be the duty of the said managers, before they act as such, to lodge the bond made and entered into as aforesaid with the clerk of the mayor's court of the city of Annapolis, there to be recorded, and upon such bond suit or suits may be instituted against the obligors therein, or any of them, or their legal representatives, for any breach or non-compliance with the condition of the same.

C H A P. CLXXI.

An ACT to ascertain and declare the condition of such Issue as may hereafter be born of Negro or Mulatto Female Slaves, during their servitude for Years, and for other purposes therein mentioned.

Passed 7th of Jan. 1810.

WHEREAS by the laws of this state slaves may be liberated from servitude, either by last will and testament, or by deed of manumission: And whereas in virtue of the same, negro or