

CHAP. 7. telegraph in said city, and of all station houses, watch-boxes, arms, accoutrements, and other accommodations and things provided by the Mayor and City Council of Baltimore, for the use and service of the police, created by the said Mayor and City Council, as fully, and to the same extent, as the same are now, or may be, used by or for the said city police; and the said Mayor and City Council, and all persons and municipal officers in charge thereof, are hereby ordered and required to allow such use accordingly; in case the said Mayor and City Council, or its officers or agents, refuse or neglect to allow such use, as and when the same shall be required by said board, the said board may apply to the Superior Court of Baltimore city, in the name of the State, for a mandamus, to compel a compliance with the provisions of this section, and the application therefor shall be heard and decided by the court; one week's notice of the application shall be given, and the respondent or respondents shall have the right to answer within the week; and if testimony be needed on either side, the same shall be taken within ten days after the answer is filed, or the said week shall have expired; from the decision of the Superior Court in the premises, either party may appeal within ten days, and it shall be the duty of the clerk to send up the record immediately, and the appeal shall be heard by the Court of Appeals, if then in session, and if not in session, at the next term; in both courts the case shall be taken up and tried in preference to all others.

Duty of the
sheriff.

SEC. 13. It shall be the duty of the sheriff of Baltimore city, whenever called on for that purpose by said board, to act under their control for the preservation of the public peace and quiet, and if ordered by them to do so, he shall summon the posse comitatus for that purpose, and hold and employ such posse subject to their direction; in case the board shall deem it necessary, they shall call out such of the military force lawfully organized or existing in the said city as they may see fit, to aid them in preventing threatened disorder, or opposition to the laws, or in suppressing insurrection, riot or disorder on election days, and at all other times, and it shall be the duty of said military force so called out to obey such directions as may be given them by the said board; whenever the