

On judgment, plaintiff may sue, &c.

VI. AND BE IT ENACTED, That if in any such replevin judgment shall be given against the defendant by default, the plaintiff may sue out a writ of inquiry, to ascertain his damages, on which writ the jury may award damages for any money lodged by the plaintiff with the county clerk as aforesaid; and on the return of the said writ, judgment shall be rendered for the damages found by the jury, and costs, whereon process of execution may be had as aforesaid.

Clerk not liable, &c.

VII. AND BE IT ENACTED, That any county clerk issuing replevin in virtue of a magistrate's warrant as aforesaid, shall not be liable to the penalties of the act to which this is a supplement.

When to be tried

VIII. AND BE IT ENACTED, That all replevins sued out in virtue of this act shall be tried and determined at the court to which the same shall be returnable, unless, upon special reasons shewn to the court, on affidavit in writing, they shall otherwise order.

Affidavit to be lodged, &c.

IX. AND BE IT ENACTED, That every justice shall lodge with the county clerk of his county, to be by him safely kept, the affidavit or affirmation of the party applying for a warrant as aforesaid; and any party wilfully swearing or affirming falsely in the premises, shall, upon conviction in a court of law, be liable to the penalties of wilful and corrupt perjury.

Time for collecting public taxes.

X. AND, whereas it is just and reasonable that some limitation of time should be imposed upon the power of collectors to collect the public taxes, in a summary manner, BE IT ENACTED, That it shall not be lawful for any collector of any public taxes already due or imposed, which collector shall have been heretofore appointed, to collect the same by distress and sale after the first day of January, seventeen hundred and ninety-two.

And for the fund tax.

XI. AND BE IT ENACTED, That it shall not be lawful for any collector of the two shillings and six-penny fund tax already due, or to arise due in the year seventeen hundred and ninety-one, which collector shall be hereafter appointed, to collect the same by distress and sale after the expiration of two years from the time of his appointment.

Proviso.

XII. PROVIDED ALWAYS, That before any clerk shall issue a writ of replevin in virtue of this act, the plaintiff or plaintiffs shall enter into bond, with two sufficient sureties, in double the value of the property to be replevied, in the same manner as in other cases of replevin.

C H A P. LIV.

Passed 22d of Dec. 1790. Chapter 13.

An additional supplement to an act * for the relief of sundry insolvent debtors confined in sundry gaols of this state. Lib. JG. No. 1. fol. 345.

Preamble.

WHEREAS Joseph Baily and Josias Baily have set forth, that they have been confined, for some time past, in the gaol of Harford county, for debts which they are unable to pay, and have prayed an act of insolvency;

Debtors to have the benefit of a former act.

II. BE IT ENACTED, by the General Assembly of Maryland, That the said Joseph Baily and Josias Baily shall have the same benefit of the act, entitled, An act for the relief of sundry insolvent debtors confined in sundry gaols of this state, passed at this session, as if their names had been inserted therein, and upon the same conditions and restrictions, and under and subject to the same penalties for any breach of any matter or thing therein contained, as the persons therein named.

C H A P. LV.

* 1789, ch. 26.

A Supplement to an act, * entitled, An act to regulate the inspection of tobacco, passed November session, seventeen hundred and eighty-nine. Lib. JG. No. 1. fol. 346.

Preamble.

WHEREAS several parts of the act, entitled, An act to regulate the inspection of tobacco, want explanation, amendments and alterations, the more easily and effectually to carry into execution the intention of the said act: And whereas doubts have arisen respecting the construction of

of
goo
II
II
out
cells
shall
dec
IV
for t
legisl
seven
teen
are h
of to
ated
as in
by th
offici
and c
V.
no pr
in par
are au
offere
tobacc
inform
VI.
inspec
inadeq
sum o
prized
thing
VII.
the co
plicati
advanc
ported
county
with th
VIII
to mak
ficient,
inspec
for exp
except
countie
IX.
penny
of shipp
bacco;
penny p