

act, and shall have the same allowance as the commissioners appointed under the act aforesaid for their actual services.

Passed 20th of
Jan. 1798.

An ACT for building a new gaol in Baltimore county. Lib. JG.

No. 2. fol. 692.

Supplements 1798, ch. 87, ch. 110.

Preamble.

WHEREAS by the petition of sundry inhabitants of Baltimore county it is represented to this general assembly, that the public gaol of the said county is in a ruinous state, and in every respect unfit for use, and that a new gaol ought to be erected in said county; therefore,

Committee in-
corporated, &c.

II. BE IT ENACTED, by the General Assembly of Maryland, That Samuel Owings, James Carroll, John Merryman, James Carey and Nicholas Rogers, shall be commissioners for the purpose of erecting a new gaol in the said county of Baltimore, upon the public ground in the city of Baltimore, appropriated by law for the gaol and court-house of said county; (a) and the said commissioners, or a majority of them, are hereby empowered to contract for materials, and to agree with workmen to build and finish the said gaol, which, when completed, shall, by the said commissioners, be put into the custody and possession of the sheriff of Baltimore county for the time being; and so shall remain and continue in the custody and possession of such sheriff, and his successors, as the public gaol of the said county of Baltimore.

(a) By 1798, ch. 87, the commissioners are empowered to receive, or purchase, some other lot to erect the gaol on, and provisions are made for condemning ground, &c. by 1798, ch. 110.

Money to be
imposed, &c.

III. AND BE IT ENACTED, That the levy court of Baltimore county be and they are hereby empowered and directed to impose annually on the assessable property of the said county the sum of four thousand dollars current money, to be assessed, together with an allowance to the collector of the same commission for collection that he receives for collecting the other county levy, which sum, so assessed, shall be collected by the collector of Baltimore county as other county taxes are collected, and when so collected, shall, by the said collector, be paid to the commissioners aforesaid, to be applied by them, or a majority of them, towards erecting the said gaol; which said sum of four thousand dollars current money shall be annually imposed, by the said levy court, on the assessable property of the said county, to be assessed, collected, paid and applied as aforesaid, until the requisite money be collected for the completing of the said gaol.

Materials may
be sold, &c.

IV. AND BE IT ENACTED, That the said commissioners, or a majority of them, shall be and they are hereby authorized to sell any of the materials of the old gaol of said county, and the earth and sand of the said public ground, and to apply the money thence arising to defraying the expences of the new gaol.

How vacancies
are to be filled.

V. AND BE IT ENACTED, That in case any of the said commissioners shall refuse to act, shall resign, die, or remove out of the county, or be incapable to act, the remaining commissioners, or the major part of them, shall fill up such vacancy.

Commissioners
to borrow mo-
ney, &c.

VI. AND BE IT ENACTED, That the said commissioners, or a majority of them, shall be and they are hereby empowered to borrow, from time to time, such sum or sums of money as they may conceive to be necessary, at an interest not exceeding six per centum per annum, which said loan or loans shall be appropriated and applied by them to the erecting of the said gaol; and to receive the repayment of the said sum or sums of money, with the interest thereon, the said commissioners shall be and they are hereby authorized to assign and transfer to the lender or lenders thereof, any part or parts of the before-mentioned taxes, to be annually collected as aforesaid, which lender or lenders shall, in such case, have all the rights and privileges in enforcing the payment to them of the said taxes that the commissioners should have had if such transfer had not been made.

Render ac-
count, &c.

VII. AND BE IT ENACTED, That the commissioners aforesaid shall annually render to the levy court of Baltimore county a particular account of the receipts and expenditures of all monies intrusted to them, and also the progress and state of the building.

And give bond
&c.

VIII. AND BE IT ENACTED, That the commissioners aforesaid, before they proceed to the execution of the trust herein committed to them, shall give bond to the state of Maryland, with such security, and in such sum, as shall be approved by the levy court of Baltimore county, conditioned for the faithful performance of the several duties prescribed by this act.

IX. AND,