

C H A P. L.

Downes, Joseph Richardson, William Whitely, Thomas Hardcastle and Thomas Hughlett, of Caroline county, Samuel Ringgold, William Hyser, Henry Ankeney, Thomas Brent and Thomas Crampton, of Washington county, Daniel Reintzell, Hezekiah Veatch, Thomas Fritchall, John Adamson and Thomas Davis, of Montgomery county, John B. Beall, David Hoffman, senior, William Shaw, Jesse Tomlinson, Thomas Stewart, George Robinet, of Nathan, and Daniel Fetter, of Allegany county, be and they are hereby appointed commissioners, to lay off, designate and number, the districts in their respective counties, and to fix the place where the election shall be held in each district thereof.

How vacancies are to be filled, &c.

XXI. AND BE IT ENACTED, That if any of the commissioners named in this act should refuse to accept his appointment before the first day of April next, the governor and council are hereby authorized and directed to fill the vacancy; and if the said commissioners, or any of them, should not signify their refusal to the governor and council before the said first day of April, it shall be deemed and taken as an acceptance of the appointment; and any commissioner not signifying his refusal as aforesaid, and failing to perform the duties imposed by this act, shall forfeit and pay the sum of fifty dollars; and that upon every appointment under the authority of the governor and council, the person named by them shall be deemed and considered a commissioner within this act, unless he shall notify, in manner aforesaid, his non-acceptance within thirty days after he shall receive his appointment; and if any commissioner appointed by the governor and council shall refuse the appointment, the governor and council shall appoint another, until some one shall be found to accept; and every commissioner accepting under the appointment of the governor and council, shall be subject to the same penalty upon non-performance of duty as is imposed upon commissioners originally named in this act, to be recovered in the manner herein provided.

Compensation to be made, &c.

XXII. AND BE IT ENACTED, That for all services to be performed by virtue of this act, the levy court of the county wherein such service shall be rendered shall make reasonable compensation out of the county levies.

How fines, &c. are to be recovered, &c.

XXIII. AND BE IT ENACTED, That all fines and penalties created and imposed by this act shall and may be recovered in the name of the state, by indictment in the county court of the county wherein the same shall accrue, and be applied, one half thereof to the use of the informer, and the other half to the use of the county, and it shall be the duty of the clerk of such county to return annually to their levy courts a list of all fines and penalties recovered by virtue of this act.

Sections to be read, &c.

XXIV. AND BE IT ENACTED, That the third, fifth, seventh, twelfth, thirteenth, fifteenth, seventeenth, eighteenth and nineteenth sections of this act, shall be openly and publicly read aloud at each place of holding the elections, by one of the judges thereof, at the time of commencing the same; and that the justices of the different county courts shall give this act in charge to the grand juries of their respective counties at the sitting of their court next after every election to be held therein.

C H A P. LI.

Passed 2d of Jan. 1800.

An ACT to repair the public gaol in Saint-Mary's county. Lib.

JG. No. 3. fol. 295.

Preamble.

WHEREAS it appears to this general assembly, that the public gaol in Saint-Mary's county is in so ruinous a situation that it is entirely unfit for use; therefore,

Justices to levy money, &c.

II. BE IT ENACTED, by the General Assembly of Maryland, That the justices of the levy court for Saint-Mary's county be and they are hereby authorized and empowered to assess and levy a sum of money, not exceeding two thousand dollars, on the assessable property of the county aforesaid, for the purpose of repairing the present; or building a new gaol in said county; provided, that no more than the sum of one thousand dollars shall be levied in any one year.

And to contract, &c.

III. AND BE IT ENACTED, That the justices of the levy court aforesaid be and they are hereby authorized to contract with any person or persons for the repairs of the said gaol, in any manner as they shall deem proper, or if the justices of the levy court aforesaid shall be of opinion that it would be more to the advantage of the county aforesaid to build a new gaol than to repair the old one, then they are hereby authorized to contract with any person or persons for building a new gaol, upon such plan as they may think eligible, and to sell at public sale the materials of the present gaol, and to apply the money therefrom arising to building a new gaol, or otherwise, in their discretion, to apply the materials thereof towards the foundation or other parts of the new building.

C H A P.