

away in pursuance of such order or decree, as the chancellor shall, on consideration of all circumstances, think just and right.

C H A P.
XXX.

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An ACT to remove the market-house at the Head of Elk, and establish the same, and for the advancement and regulation of the said town. Passed May 24.

WHEREAS it has been represented to this general assembly, that a market-house hath been erected by the inhabitants of the Head of Elk, on a lot of ground sold by the commissioners of confiscated British property to Joseph Gilpin for public use, and that by an act passed at the last session, entitled, An act to remove the seat of justice from Charles-town to the Head of Elk, a court-house and gaol are directed and ordered to be built on the same lot, and that the same is too small for so many public buildings: And whereas Jacob Hollingsworth, by deed, bearing date the twelfth day of May, seventeen hundred and eighty-seven, hath given and granted a lot of ground for a market-house in the town aforesaid, provided that a market-house shall be erected thereon within the space of two years, and thereafter be upheld, maintained and used, by the inhabitants of the said town, as a market-place; and a large majority of the said inhabitants have prayed, that the market erected on the lot first mentioned may be removed and erected on the lot given for that purpose by Jacob Hollingsworth, and that a market might be held thereon on every Tuesday and Saturday for ever hereafter, and also that there may be held, on the same place, general markets for the sale, barter or exchange, of all sorts of produce, the growth or manufactures of this, or any of the United States, on the first Tuesdays, and the day after, of April, June, October and December, annually, for ever thereafter; and that proper regulations for the said market might be made, and commissioners appointed to carry the same into effect; Preamble.

II. *Be it enacted, by the general assembly of Maryland,* That it shall and may be lawful for the commissioners herein after mentioned, or any of them, as soon as they, or a majority of them, shall think proper, and they are hereby directed, within the time limited by the grant from Jacob Hollingsworth as before mentioned, to cause the market-house to be removed as the said inhabitants have prayed, that as soon as the same shall be done and completed, from and after that time every Tuesday and Saturday shall be set apart, appointed and held, as market-days in the town aforesaid, and that all victuals and provisions whatsoever brought to the said town for sale, (upon those days before ten of the clock in the morning) shall be sold or offered to sale in the said market-place, and not elsewhere. Market-house to be removed, &c.

III. *And be it enacted,* That no person shall buy, or cause to be bought, of any person or persons bringing to the said town, and within one mile thereof, or having brought any kind of victuals or provisions whatsoever to the said town for sale before ten o'clock in the morning on the said days of the week, at any other place whatsoever but at or in the said market-house to be erected as aforesaid, under the penalty of fifteen shillings current money for every such offence. Penalty on persons buying out of market, &c.

IV. *And be it enacted,* That if any servant or slave shall offend against this act, by buying any kind of victuals or provisions brought into said town on the said market-days before the hour of ten o'clock in the morning, or which any person shall be bringing into the said town for sale on the said market-days, at any place whatsoever other than the said market-house, (after the same shall be erected) the master, mistress, overseer, or owner of such servant or slave, shall be fined the sum of fifteen shillings current money for every such offence, if the said offence be committed with his or her knowledge. On servants, &c.

V. *And be it enacted,* That no person whatsoever, bringing or sending, or having brought or sent, any provisions or victuals to said town for sale on the market-days aforesaid, shall sell, or cause to be sold, the said victuals or provisions so bringing or sending, or brought or sent, as aforesaid, at any place in said town. On persons selling, &c.