

## C H A P. LXXXIV.

Passed Jan. 18.

## An ACT respecting proceedings in the high court of chancery.

Preamble.

WHEREAS doubts have arisen, under the existing powers vested in the court of chancery, that the production of books and papers in the possession of either complainant or defendant, and which relate to the matters in issue between the parties, cannot be compelled or enforced, whereby in many instances the ends of justice cannot be obtained; therefore,

Chancellor to have power to decree, &amp;c.

II. BE IT ENACTED, *by the General Assembly of Maryland*, That the chancellor shall have power and authority, on the application of either party, on the trial of any actions at law depending in the general courts, or on any bill instituted in the chancery court, either for discovery or relief, to require and decree that the parties shall produce either the original books, writings or papers, or copies certified by a justice of the peace, of all such parts of such books, writings or papers, in their possession or power, as contain evidence pertinent to the issue, or relative to the matters in dispute between the parties, to be used as evidence at the trial of such cause or causes; provided, that before any such order shall be made, the party making such application shall satisfy the chancellor, on oath or affirmation, that the said books, writings or papers, contain material and necessary evidence, and that such party cannot safely proceed to the trial of his, her or their case without the benefit of such testimony.

## C H A P. LXXXV.

Passed Jan. 18.

## An ACT to make valid and confirm the title in the lands therein mentioned to Rebecca Maria Harriet Buchanan.

Preamble.

WHEREAS Mistress Anne Ogle did heretofore convey certain lands lying on the eastern shore to her grand-daughter, Rebecca Maria Harriet Anderson, now the wife of Thomas Buchanan, of Charles county, and the said Rebecca Maria Harriet was born in England, of American parents, but did not come to this country until after the peace of seventeen hundred and eighty-three, and doubts are entertained as to the competency of the said Rebecca Maria Harriet to hold the said real estate;

Conveyance to take effect, &amp;c.

II. BE IT ENACTED, *by the General Assembly of Maryland*, That the said conveyance shall operate and take effect, in the same manner as if the said Rebecca Maria Harriet had been a natural born citizen of this state; and the said Rebecca Maria Harriet shall be and she is hereby declared to have all the benefits and privileges of a natural born citizen, and competent to hold real estate, as if born within this state.

## C H A P. LXXXVI.

Passed Jan. 18.

## A Supplement to the act, entitled, An act for establishing and securing the salary of the chancellor.

Chancellor's salary.

BE IT ENACTED, *by the General Assembly of Maryland*, That the chancellor shall be entitled to receive, for all duties and services whatever prescribed, or to be prescribed, by law, an annual salary of twelve hundred and seventy-five pounds current money, and no more, to be paid quarterly by the treasurer of the western shore.

Duration.

II. This act to continue and be in force till the twentieth day of October, eighteen hundred, and until the end of the next session of assembly that shall happen thereafter.

## C H A P. LXXXVII.

Passed Jan. 18.

## A Supplement to an act, entitled, An act for building a new gaol in Baltimore county.

Preamble.

WHEREAS by the act to which this is a supplement the commissioners therein named are directed to build the new gaol for Baltimore county upon the public grounds in the city of Baltimore appropriated by law for the gaol and court-house of said county, and it being represented that the said grounds are situated within a small distance from the most central and populous part of the said city, and consequently highly improper for such a building; therefore,

Commissioners may receive by donation, &amp;c.

II. BE IT ENACTED, *by the General Assembly of Maryland*, That the commissioners named in the original act to which this is a supplement, or a majority of them, or a majority of such as shall be duly appointed, are hereby authorized and empowered to receive by donation, or to purchase in fee-simple, a lot or lots of ground in the city of Baltimore, or the precincts thereof, and to erect thereon the new gaol contemplated by the original act to which this is a supplement, the said lot of ground so given or purchased to be conveyed to the said commissioners for the use of Baltimore county; and the said commissioners, or a majority of them, or a majority of such as shall be duly appointed, are hereby authorized to pay for the said lot or lots of ground, if the same shall be obtained by purchase, out of any monies which now are or may hereafter come into their hands for the purpose of building the said new gaol.

Where the gaol is to be erected, &amp;c.

III. PROVIDED ALWAYS, AND BE IT ENACTED, That the said gaol shall be erected and built on a lot of ground on the east side of Jones's falls, and not at a greater distance from the court-house in said county than a lot owned by William Wilson on said falls; and if the said ground cannot be procured on the said falls, that then and in that case the commissioners aforesaid are hereby directed to build the said gaol as directed in the original act to which this is a supplement.

If a lot can be procured, ground to be sold, &amp;c.

IV. AND BE IT ENACTED, That if a lot of ground on Jones's falls can be procured for building thereon the gaol aforesaid, within the distance aforesaid, that then and not before the commissioners, or a majority of them, or a majority of such as shall be duly appointed, are hereby authorized to dispose of and sell at public auction, on a credit of six, nine and twelve months