

1809. NOVEMBER.

L A W S of M A R Y L A N D.

C H A P.
GXLII.

the state of Maryland, in the penalty of twenty-six thousand dollars, conditioned that they will well and truly conduct the drawing of said lottery, and apply the money arising therefrom, within twelve months after the drawing thereof, to the payment of the prizes drawn therein to the adventurers to whom they shall be due, and the necessary expenses incurred in the management thereof.

IV. AND BE IT ENACTED, That the said bond shall be lodged in the office of the clerk of Baltimore county, to be there recorded, and upon such bond, or any office copy thereof, suit or suits may be instituted for any breach or non-compliance with the condition thereof.

V. AND BE IT ENACTED, That after paying the prizes as drawn in the lottery aforesaid, with the necessary expenses of drawing, that then the managers are hereby authorised to appropriate thirteen thousand dollars, in fair and just proportions, to the said Richard Tilghman, or the executors or legal representatives of the aforesaid William Hopper, Thomas I. Seth and Thomas Wright, of Thomas, according to the several sums by them expended as aforesaid.

C H A P. CXLIII.

Passed 6th of
Jan. 1810.

An ACT to establish a permanent Salary for the Chief Justice of the Court of Oyer and Terminer and Gaol Delivery of Baltimore County.

WHEREAS by the thirtieth section of the bill of rights it is declared, that salaries liberal, but not profuse, ought to be secured to the judges during the continuance of their commissions; therefore,

II. BE IT ENACTED, *by the General Assembly of Maryland*, That the chief justice of the court of oyer and terminer and gaol delivery for Baltimore county shall receive, for his salary, the sum of fourteen hundred dollars *per annum*; and the clerk of the court of oyer and terminer and gaol delivery for Baltimore county shall be and he is hereby authorised and directed to pay, quarterly, out of any monies which may be in his hands, arising from licenses granted by the said court, to the said chief justice, or to his order, the salary which he is hereby entitled to receive, commencing the same from the first day of September last past; provided, that all other laws respecting the salary of the said chief justice be and the same are hereby repealed.

C H A P. CXLIV.

Passed 6th of
Jan. 1810.

An ACT regulating the Powers of the County Courts in Criminal Proceedings.

WHEREAS by an act of assembly passed at November session, seventeen hundred and ninety-three, entitled, An act respecting the punishment of criminals, among other things it provided, that any person presented or indicted may submit to the court, provided that such submission shall always be deemed so far an admission of the crime or offence charged, as to render the person submitting liable to the costs of the prosecution: And whereas it is considered, that great time and expense may be saved in authorising the several county courts, and court of oyer and terminer and gaol delivery for Baltimore county, to determine on the whole merits of the case which may be to the said courts respectively submitted; therefore,

II. BE IT ENACTED, *by the General Assembly of Maryland*, That from and after the passage of this act, it shall and may be lawful for any person presented or indicted to submit to the court, at his or her discretion, and the court to which such case shall be submitted, is hereby authorised and empowered to decide on the whole merits of the case, which submission shall not be considered an admission of the fact, either to find the person so submitting guilty of the offence charged, or to charge him or her with the costs of prosecution, if not guilty of the offence.

C H A P. CXLV.

Passed 6th of
Jan. 1810.

An ACT to clear and make public a Road in Washington County.

BE IT ENACTED, *by the General Assembly of Maryland*, That it shall and may be lawful for the levy court of Washington county to appoint an overseer, and levy a sum of money, as they, in their discretion, shall think necessary, to clear the road as now opened, leading from Hagar's town to the Pennsylvania line, in the direction to Waynsborough, through the lands of Wendal Gilbert, Thomas B. Hall and Thomas Sprigg, and the said road, when cleared, shall be, and the same is hereby declared to be, a public road, and shall be kept in repair thereafter as other public roads in said county are.