

not have a fair and impartial trial in the county wherein he or she shall be indicted, that then and in such case the said judge or justice shall, in his discretion, order and direct that the said offender shall be removed to an adjoining county, and there take his or her trial, and be punishable, in the same manner as if the offence had been committed in the same.

XXI. And be it enacted, That if any woman shall endeavour privately, either by herself, or the procurement of others, to conceal the death of any issue of her body, male or female, which, if it were born alive, would by the law be a bastard, so that it may not come to light, whether it was born dead, alive, or whether it were murdered or not, every such mother, being convicted thereof, shall suffer imprisonment in the gaol and penitentiary-house aforesaid for any time not exceeding ——— years, and be kept at such labour, fed, cloathed and treated, in such manner as the inspectors thereof shall direct, or shall be fined and imprisoned, at the discretion of the court, according to the nature of the case; and if the grand jury shall, in the same indictment, charge any woman with the murder of her bastard child, as well as with the offence aforesaid, the jury by whom such woman shall be tried, may either acquit or convict her of both offences, or find her guilty of one, and acquit her of the other, as the case may be.

XXII. And be it enacted, That the concealment of the death of any such child shall not be conclusive evidence to convict the party indicted of the murder of her child, unless the circumstances attending it be such as shall satisfy the minds of the jury that she did wilfully and maliciously destroy and take away the life of such child.

XXIII. And be it enacted, That every other felony, or misdemeanor or offence whatsoever, not specially provided for by this act, may and shall be punished as heretofore.

XXIV. And be it enacted, That the several acts of assembly of this state, and such parts thereof, so far as the same are repugnant to, or supplied by, this act, and no further, shall be and hereby are repealed.

XXV. And be it enacted, That ———, or a majority of them, be and they are hereby appointed commissioners, to contract and agree, as soon as conveniently may be, with one or more suitable workmen, to erect, build and complete, a strong commodious gaol and penitentiary-house, contiguous and adjoining to the gaol of Baltimore city, with a sufficient area to the same, enclosed by walls of a proper height and strength, for confining, and detaining in safe custody, all felons, criminals and others, who shall be committed to the said gaol and penitentiary-house by proper authority, and to plan and superintend the said building