DAILY CLIPPER

WM. WALES.............Publisher.

SATURDAY, MAY 27. 1865.

TO ADVERTISERS.

The following exhibit of our regular rates will be found of service:

1 Square	1 Time	$ 50
"	2 Times	75
"	3 "	1.00
"	1 Week	1.75
"	1 Month	4.00
"	3 Months	10.00
"	6 "	18.00
"	1 Year	30.00

ONE SQUARE CONTAINS SIX LINES OF SPACE.

AMUSEMENTS.

Benefit Night.—We trust that the patrons of the Holliday Street Theatre will turn out in their strength to-night, and pay a just tribute to the claims of Mrs. Hanchett, who is to take a benefit at the Holliday. During the past season Mrs. Hanchett has become a great favorite with our play goers, for the dignified and correct manner in which she has personated the characters allotted her, and as a representative of "old women" characters, she stands foremost in the ranks of her profession. With a fine conception of the characters assigned her, her excellent judgment in dressing and "make up," and never at a loss for the text, she is invaluable in her role of duty. The occasion to-night will be enhanced by the appearance of Miss Fanny B. Price, the young, beautiful and talented tragedienne, and Mr. D. Hanchett, the popular tragedian, each having volunteered their valuable services. The opening play will be the Wrecker's Daughter, in which the beneficiary, Miss Price, Mr. Hanchett, and the full strength of the Holliday company will appear. A delightful afterpiece will terminate the pleasures of the evening. Seats can be secured this morning.

Front Street Theatre.—The numerous friends of Mr. George C. Charles, the popular delineator of Irish eccentricities, will be pleased to learn that he has accepted an engagement from Manager Kunkel, and will appear on Monday evening next in two of his most acceptable characters, and sing the Irish ballads of "The Fine Ould Irish Gentleman" and "The Fanning O'Flanagans." The plays selected for the evening will be the Colleen Bawn and Barney the Baron. Mr. Charles is now considered a formidable opponent, in Irish characters, of Barney Williams and W. J. Florence.

Front Street Theatre.—A Family matinee will be held at this place of amusement to-day, on which occasion Miss Lotta will appear for the last time but one in her great character of Tartarine. At night the "gem" will bid farewell to her friends, and will introduce in the character of Tartarine, in the play of the Seven Sisters, a number of new dances and banjo solos.

The Last Night.—Signor Blitz will present his last entertainment at the Institute to-night, and will distribute among the audience a large quantity of confectionery, which will be found in a mysterious manner in the hat of a gentleman in the audience. This afternoon the last family matinee will be given.

COURT PROCEEDINGS.

Criminal Court.—Judge Bond.—The following business occupied the attention of this Court yesterday:

Wilhelmina Wolf and Laura Hitzelberger, beating each other; not guilty.

Charles O'Neal, charged with committing an assault upon Peter Dersch, with intent to kill, was released in the sum of $500, John Duffy becoming his bondsman.

John T. Lee, same charge, was also released, Henry Schofield becoming his bondsman.

George Small, Esq., was qualified as a grand juror.

Superior Court.—Before Hon. Judge Martin. The following business occupied the attention of this Court yesterday:

W. H. Hoffman vs. Edmund Bull, surviving partner of Bull & Tuttle. Action to recover an amount due on white paper furnished the Clipper office; the defendant refusing to pay the bill, claiming that the paper failed to register the required weight. Verdict for plaintiff for $1 293 20.

Assignment for Monday 802 to 837.

Court of Common Pleas.—Before Judge King. The following business was transacted in this court on yesterday:

Thomas Lee vs Nicholas Robinson, use of Edwin D. Robinson—appeal from Forrester; held *sub curia.* B. & O. R. R. Co. vs. Jos. J. Essender—appeal from Hayward; held *sub curia.* John M. Frazier vs. Charles Simon—appeal from Forrester; judgment affirmed.—Rudolph Bunnenberg vs. R. N. Carr—appeal from Murray; held *sub curia.*

City Circuit Court.—Judge Alexander.—The following business was transacted in this Court on yesterday:

William Ferguson vs. Mary A. Ferguson; petition for divorce *a vinculo matrimonii.*

Frederick Thrasher vs. John Heuresher; decree appointing a trustee and ordering the sale of a certain mortgaged property on Gay street.

Orphans' Court.—Before the Hon. Judges Audoun, Hoppler and Hoffman. The following business occupied the attention of this Court on yesterday:

The will of William Hoffman was admitted to probate.

[*Reported for the Baltimore Clipper.*]

Towsontown, May 26, 1865.

Circuit Court for Baltimore County.—Before Hon. D. O. H. Emery. John T. Ensor, Esq., prosecuting attorney for the State.

Henry Marshall and William H. Marshall vs. William Slater. Before reported. An action brought by plaintiffs to recover the sum of $2500 for masonry done on the northern boundary of Baltimore City for defendant, while acting in the capacity of contractor with the city authorities for said work. The examination of evidence in this case was concluded this morning, when several prayers were offered to the court by the counsel on both sides, the argument of which occupied the attention of the court all day; case not concluded. Messrs. Gittings and Mecan for plaintiffs; Messrs. Preston, Groom and Barr for defendant.

George Hoffman, indicted in 2 cases for selling lager beer on Sunday; pleaded guilty. Fined $2 and costs in each case.

The petit jury was discharged until Monday morning, 10 o'clock, and the court adjourned until to-morrow morning, 10 o'clock, at which time it will hear cases pending in equity.

[Reported for the Baltimore Clipper.]

Annapolis, May 25, 1865.

Circuit Court for Anne Arundel County.—Before Hon. Judge Tuck. James Revell, States' Attorney, prosecuting. Attorney General Randall assisting the State.

State vs John Boyle, Anne Arundel county case, indicted for the murder of Captain Thos. H. Watkins, in the month of March last. A motion in this case was made yesterday for a continuance, by his counsel, G. F. Miller, Judge Mason and T. S. Alexander, which was overruled by the court, the grounds for a continuance not being considered good and sufficient; after which a motion was made for removal to some adjoining county, which was opposed by the State's Attorney. Held sub curia until to-day, when the court decided that the case should be removed to some adjoining county, but reserved the county to which it should be sent for future consideration. The court ordered that the above case be sent to the Circuit Court for Howard county, which meets in September next.

State vs. Thomas Creamer, indicted for murder, removed case from Baltimore city, was postponed until further notice.

State vs. Lawrence Fahey, indicted for assault with intent to murder, and assault and battery, removed case from Baltimore city, tried before the Court, adjudged guilty of assault with intent to kill, and sentenced to four years' confinement in the penitentiary. Brewer for defence.

Court adjourned until to-morrow morning at ten o'clock.

☞ The identical log cabin in which Mr. Lincoln resided when he split rails and learned to write and studied law, is to be brought to Chicago and exhibited at the great fair.

MARINE AFFAIRS.

PORT OF BALTIMORE, May 26, 1865.

ARRIVED.

Steamer Adelaide, Cannon, from Norfolk—to M N Falls

Steamer John R Thompson, McKaig, from New York—mdse to J A Shriver.

Steamer Henry L Gaw, Her, Philadelphia—mdse to J A Shriver.

Steamer B & J Baker, Cole, from Norfolk—to M A Mitchell.

Barge Stockey, Howe, from Havre de Grace—ice to W H Oler.

Barge Border State, Mackin, from Havre de Grace—ice to W H Oler

Brig James Carey Coale, O'Leary, from Mayaguez, P R, 10th instant—sugar to Stirling & Ahrens. Left bark Reindeer and brig Antilles, both for New York; schr Dryden, (Br) sailed 11th instant, for Guayama, to load for New York.

Brig Water Witch, Knight, from St Jago de Cuba 10th instant; has been six days in the bay—to S H Travers; sugar to Kirkland, Chase & Co. Sailed in company with brig Roseway Bell, Miller, for Baltimore.

CLEARED.

Steamer Adelaide, Cannon, Norfolk—M N Falls

Steamer Octorara, McLaughlin, New York—J. A. Shriver.

Steamer Henry L Gaw, Her, Philadelphia—J A Shriver.

Steamer Wenonah, Tall, Fredericksburg, Va—J J Taylor.

BELOW.

Brig Water Witch, from St Jago de Cuba, to Kirkland, Chase & Co, was off Cove Point 23d inst.

SAILED.

Bark May Queen, Barbadoes—in tow of Emma.

CLEARANCES FOR BALTIMORE.

Schr Rio Grande, Nelson, New York, 25th instant.

ARRIVALS FROM BALTIMORE.

Steamer Our Flag, Lucas, Richmond, 25th instant.

Steamer Emma Dunn, Travers, Richmond, 25th inst.

Schr Swan, North, Richmond, 25th inst

Schr Emma Jane, Phillips, Fortress Monroe, 24th inst.

MEMORANDA.

Steamer R Vanzerman, Vanzerman, sailed from Richmond 24th instant for Baltimore.

Brig Charles V Williams, Thompson, sailed from Matanzas 15th instant for Philadelphia.

FINANCIAL AFFAIRS.

MONETARY.

Gold yesterday declined materially from the rates of Thursday. This was contrary to the expectations of many speculators, as they were looking for the premium to reach 40. The decline, it is said, was caused by those persons who being compelled to procure coin for shipment having been supplied. Transactions at the first board of the Brokers were limited, and at the second board a general dullness prevailed. During heavy Government loans and City stock ruled about the same as was noticed on Thursday.

Santa Clara advanced $1, with prospects of a further rise. Maryland Anthracite exhibited an advance of 1. During the past week this stock has engaged the attention of speculators to a great extent, and handsome profits have been realized by those investing in it. The capital of this Company is $500,000, and it is divided into 25,000 shares of $20 each. The title is indisputable, and its organization is complete, and in accordance with the laws of Pennsylvania. The property is situated in Luzerne county, Pa., and covers 250 acres of the best coal fields in the State. With the improvements now being introduced, the mines will in a short time produce 100 tons of coal per day. On the first of February last the Company paid a semi-annual dividend of five per cent.

In this city and New York yesterday money was easy and stocks dull.

There is a steadily increasing demand for the first issue of the 7.30 notes, not so much because the option as to the rate of interest they shall bear is considered of little importance, as because, perhaps, the public will invest in them in spite of that objectionable feature. There may be some advantage to the Government in the reservation, and if the amount can be sold so fast as the Treasury may require money, it is all proper and well, as saving in any and every form is not only commendable in itself, but is also valuable as an example and the assurance which it affords of the maintenance of the public credit. It is understood that the option as regards the interest will not be determined by the Secretary of the Treasury at the time of the maturing of the first semi-annual coupon, but at each semi-annual period the option to pay in gold at the rate of six per cent. per annum, or at the rate of 7.30's in currency will be exercised.

When the gold premium falls below 21⅛, the Government will find it profitable to pay the interest in coin. When the gold premium rules at 21⅛ and above, it is most advantageous to pay 7.30 in paper. Keeping these figures in mind, those investing in the loan may know the rate and kind of interest they will realize, and may calculate on which side the advantage lies.

All persons concur in the belief that there will be no lack of money to meet the current requirements of the Treasury. The collectors of income tax will soon be at work, and through the two sources of sales, loans and income, the Secretary of the Treasury will not only meet current expenditures, but be able to pay off much of the outstanding debt that is now overdue. One thing is said to be certain, Secretary McCulloch will not withdraw the option reserved, and that the present loan is the best that will be offered. This determination becoming known will no doubt quicken sales.

SALE AT THE BALTIMORE STOCK BOARD. *Furnished by Leonard J. Tormey, Stock and Bill Broker, No. 22 South Street. May 26, 1865.*

1,300	American Gold (large)	135¾
373	do do (large) b3	135⅞
6,000	do do (large) s15	135¼
24,000	do do (large) s10	136
7,000	do do (large)	135⅜
10,000	do do (large) s10	135⅞
3,000	U. S. 5-20's	103⅞
27,000	do do	103¾
400	Baltimore City 6's, '90	100¼
500	shares Pennsylvania Oil Co	.90
100	shares Santa Clara s60-70	16
200	do do do b30	16
200	shares Md. Anthracite Coal Co b20	21
100	do do do b20	21⅛

SECOND BOARD.

10,170	American Gold (large)	135⅞
1,000	do do (large)	136
10,000	do do (large) s15	135⅞
4,000	U. S. 5-20's (old)	101⅞
1,400	shares City Stock, '75	90⅛
3,500	shares Copper Hill s30	1.50
200	North State	20
200	shares Md. Anthracite C'l Co b30.	21⅜
100	do do do b30	21⅛
100	do do do	21

Closing Stocks and Bonds in N. Y., May 26 BY TELEGRAPH. *Through L. J. Tormey, Stock and Bill Broker, No. 22 South Street.*

	1st B'd.	2d B'd.
United States 6's, 1881, Coupon	108⅛	108⅛
" " 5-20's	103⅞	103⅞
" " in currency	99⅛	99⅛
American Gold	137⅛	135⅞
Tennessee 6's	64	64⅞
North Carolina 6's	64	..
Missouri 6's	64⅛	61⅞
Canton Company	36⅛	35⅞
Cumberland Coal and Iron Co.	39⅛	35
Quicksilver	13⅞	53⅞
New York Central Railroad	90⅛	90⅛
Erie Railway Company	72⅛	71⅞
" " Preferred	82	..
Hudson River Railroad	99⅛	97⅛
Harlem Railroad	..	..
Reading Railroad	97⅞	97¼
Michigan Central Railroad	107	107
Michigan S. and N. Ind R. R.	59	58⅛
Illinois Central Railroad	117	115⅛
Cleveland and Pittsburg R. R.	62⅞	61⅛
Chicago and Northwestern R.	25	25⅛
" Preferred	56⅞	55⅛
Cleveland and Toledo Railroad	94	..
Chicago and Rock Island R. R.	95⅛	93⅛
Milwaukee & Prairie du Chien.	35	..
Pittsburg, Ft. Wayne & Chicago	93⅛	93
Chicago, Alton & Terre Haute	..	..
Tone of the Market	Weak	Weak.

By Telegraph from New York, 4 o'clock P. M.

American Gold	
Erie	135⅛
Southern	72⅛
C. & N. Western	55⅛
Rock Island	25⅛
Fort Wayne	94
Cumberland	93⅛
Pittsburg	37⅛
N. Y. Central	62⅛
Hudson River Railroad	97⅛
Reading	97⅛
Mariposa	92⅛
Tone of the market, Heavy.	00

At Evening Stock Exchange, 10 o'clock, P. M. Furnished by L. J. Tormey, Stock and Bill Broker, No. 22 South street.

American Gold	135⅛
Erie Railway Company	72⅛
Hudson	97⅛
Reading	92⅛
Michigan S. and N. Indiana Railroad	58⅛
Chicago and Northwestern R. R.	25⅛
" Preferred	55⅛
Cumberland	..
New York Central	90
Chicago and Rock Island Railroad	91
Cleveland and Pittsburg Railroad	62⅛
Fort Wayne	..
Ohio and Miss. certificates	95⅛
Quicksilver	21⅛
Tone of the market—Steady.	..

BALTIMORE MARKET.

May 26, 1865.

COFFEE—Stock and demand light. Rio we quote as to quality at 21@24 cents, gold.

FLOUR.—Market firm. Baltimore high grades were advanced 50 cents. We quote prices as follows.

Howard Street Super	$7 62½	@	7.87
" " Shipping Ex.	8 25	@	0 00
" " Retailing Ex.	8 25	@	8.50
" " Family	9.50	@	0.00
Ohio Super	7.50	@	0.00
" Shipping Extra	8 00	@	0.00
" Retailing Extra	8.12½	@	0.00
" Family	9 00	@	0 00
City Mills Standard Super	7.50	@	0 00
" Ship. brands Extra	9 75	@	10.00
Baltimore Family	11 00	@	00.00
" High-grades Extra	10.50	@	00.00

Rye Flour.—First quality dull at $6 00.

Corn Meal.—Sales of City Mills at $5.

GRAIN.—Market fair. Sales of prime Red Wheat at $1.95@2.05; fair white $2.10; Corn at 83@85 cts. for white; and yellow do. 80@85 cents, and Oats at 55 cts. weight.

PROVISIONS.—Market is steady—Bacon Shoulders at 15@15½c; Sides at 17½@18 cts. and Sugar-cured Hams at 22@24 cents; new prime Mess Pork has sold at $29 and closed steady. Western Lard remains nominal, at 19½@19¾ cts. and Baltimore refined at 22 cts.

MOLASSES.—Quotations nominal, viz. Clayed Cuba 40@45 cents, Muscovado do. in hhds., 50@55 cents, English Island 60@70 cents, and Porto Rico 50@75 cents

SALT.—Sales of Ground Alum reported at $1 75@1 90, and Marshall's Fine at $2.75@2.95. Market quiet.

SUGARS—Less inquiry for all grades. We quote:

Cuba and E. L. fair to good ren'g	$13.25	@13.75
" " " good gr'y	11.25	@12.00
" " " prime gr'y	12.50	@13.25
Porto Rico fair to good grocery	11.50	@12.25
" prime to choice gro'y	13.50	@15.00

WHISKY.—Small sales of Country reported at $1.96. Western held at $2.

LAWS OF MARYLAND.

PUBLIC GENERAL.

OFFICIAL.

C. HARWOOD, Secretary Senate.

W. R. COLE, Chief Clerk House of Delegates.

CHAPTER 3.

AN ACT to add an article to the Code of Public General Laws, in relation to the Publication of Laws.

Section 1. *Be it enacted by the General Assembly of Maryland,* That the following Article be added to the Code of Public General Laws, under the title of "Publication of Laws:"

1. Every Public General Law, which is made to take effect before the first day of June next, after the session at which it may be passed, shall immediately after its passage be published at the expense of the State, daily for one week, in two daily newspapers of the city of Baltimore, and one newspaper in each county, having the largest circulation, if there be a paper published in said county.

2. Every Public Local Law made to take effect before the first day of June next, after the session at which it may be passed, shall immediately after its passage be published once in each of three successive weeks in all the newspapers of the respective counties in which it may operate; and in case there is no newspaper published in any county, then in such manner as the County Commissioners of said county may direct; and in case any such law is to operate in the city of Baltimore, then once in each week for three successive weeks in such daily newspapers published in said city as the Mayor thereof may direct; and the Mayor and City Council of Baltimore, and the County Commissioners of the several counties, shall provide for payment of the expenses of such publication.

3. A certified copy of every Public Local Law made to take effect as aforesaid, shall immediately after its passage be transmitted by mail, by the Secretary of the Senate, (if the same originated in the Senate,) and by the Chief Clerk of the House of Delegates, (if the same originated in the House of Delegates,) to the County Commissioners of the county or counties in which the same may operate, or to the Mayor of the city of Baltimore, if the same is to operate in that city; and it shall be the duty of the said County Commissioners and Mayor, upon receipt of such certified copy, to have the same published as provided in the preceding section.

4. A certified copy of every Public General Law made to take effect as aforesaid, shall be transmitted by mail, by the Secretary of the Senate, (if the same originated in the Senate,) and by the Chief Clerk of the House of Delegates, (if the same originated in the House of Delegates,) to such two daily newspapers of the city of Baltimore, and one newspaper in each county, having the largest circulation, (if there be a newspaper published in said county,) as the President of the Senate and the Speaker of the House of Delegates may respectively designate for publication, as provided in the first section of this Article.

Section 2. *And be it further enacted,* That this act shall take effect from the date of its passage.

CHAPTER 41.

AN ACT to make valid the official acts of Justices of the Peace and Constables who failed to qualify under the New Constitution within the required time, and who have been reappointed and since qualified according to law.

Section 1. *Be it enacted by the General Assembly of Maryland,* That all the official acts of Justices of the Peace and Constables of this State who failed to qualify within the time required by the present Constitution, and who have been re-appointed to said offices respectively and since qualified as required by said Constitution and laws, be and the same are hereby made legal and valid in all respects as if the said Justices of the Peace and Constables had been legally qualified and authorized to perform such official acts at the times said acts and each of them were performed.

Sec. 2. *And be it enacted,* That this act shall take effect from the date of its passage.

CHAPTER 47.

AN ACT to add a new section to Article twenty-four of the Code of Public General Laws entitled "Conveyancing," to provide for the execution, acknowledgment and recording of bonds of conveyance and other obligations to convey real estate and to make valid such instruments as may have been heretofore executed, acknowledged and recorded.

Section 1. *Be it enacted by the General Assembly of Maryland,* That the following section be inserted in Article twenty-four of the Code of Public General Laws, entitled "Conveyancing," next after section twenty-seven of said article:

Every bond, writing, obligatory, or contract for the conveyance of real estate, or any interest or estate of, in, or relating to real estate, and every bond, writing, obligatory or contract for the leasing and demising for any term of years of real estate, may be executed, acknowledged and recorded in the same manner as deeds of real estate are required by this Article to be executed, acknowledged and recorded, and as if such bonds, writings, obligatory and contracts, were deeds as aforesaid; and a certified copy of the record of any such bond, writing, obligatory or contract, shall be received as evidence of such bond, writing obligatory or contract, as fully as a like copy of the record of any such deed duly executed, acknowledged and recorded in the manner aforesaid, would be evidence of such deed.

Sec. 2. *And be it enacted,* That this act shall take effect from the day of its passage.

CHAPTER 66.

AN ACT repealing certain sections of the twenty-ninth Article of the Code of Public General Laws relating to Special Judges, and enacting other sections in lieu thereof.

Section 1. *Be it enacted by the General Assembly of Maryland,* That sections seventy two, seventy-three, seventy-four, seventy five, seventy-six, seventy seven, seventy-eight, seventy-nine, eighty and eighty-one, of Article twenty nine of the Code of Public General Laws, entitled, "Courts" be and the same are hereby repealed, and that the following sections relating to the appointment of "Special Judges," in the place of the sections so repealed.

72. If the Judge of any Circuit Court or any Court in Baltimore city, is connected with a party in controversy by consanguinity or affinity within the fourth degree, counting down from the common ancestor to the more remote, he shall be disqualified from sitting in such cause, nor shall he sit in any cause wherein he may be interested, or in which he shall have been of counsel, nor in any case wherein his opinion it would be improper for him to sit, by reason of his relation to, or connection with any of the parties to such cause, and where any Judge is so disqualified, a Special Judge shall be appointed in his place, in the manner herein provided.

73. Whenever the Judge of any Circuit Court, or of any court in the city of Baltimore, shall be disqualified by any of the causes aforesaid, from sitting in any cause, civil or criminal, or in any case or proceeding pending in his court, (cases in equity excepted,) the Clerk of the court, unless the parties to such cause or proceeding by consent, shall appoint a person to try the same within two months after the announcement of the disqualification of the Judge, shall notify such disqualification to any Judge of the Court of Appeals, who shall forthwith appoint a proper person as a Special Judge to try the same, and the person so appointed shall proceed to the trial thereof at the next regular term of said court, after his appointment, and at such time during the term of said court, as the Judge thereof may not be engaged in the trial of any cause or proceeding in his said court, and for the purpose of such trial he shall have all the power and authority pertaining to the Judge of said court.

74. Whenever the Judge of any Circuit Court shall be disqualified as aforesaid, from sitting in any equity cause or causes pending in his court, the Clerk of the court, unless the parties by consent shall appoint a person to try the same within one month after the announcement of such disqualification, shall certify such disqualification to any Judge of the Court of Appeals, who shall forthwith appoint a person as Special Judge to try such cause or causes, and the person so appointed, shall proceed to act therein until their final settlement in the same manner as the Judge of the said court could have acted but for such disqualification, and in case any of the parties to any such cause are infants, or otherwise incompetent to consent to the appointment of a person to try the same, then the notification and appointment of Special Judge, as before directed, shall be made immediately, and in like manner the notification and appointment of a Special Judge, shall be made immediately, whenever any such Judge shall be disqualified as aforesaid, to sit or act in any case of an application for an injunction or the appointment of a receiver.

75. If either of the Judges of the Courts of Baltimore city, having equity jurisdiction, shall be disqualified as aforesaid, to sit in any cause in equity pending in his court, the clerk of the court where the case is pending, unless the parties thereto, by consent, shall appoint a person to try the same within one month after the announcement of such disqualification, shall transmit all the papers in the case, with a copy of the docket entries to the other court, the judge whereof shall try the same, as if it had been instituted in his court; but in cases for an injunction, or the appointment of a receiver, the clerk of the court where the same is pending, immediately upon the announcement of the disqualification of the judge, shall notify the judge of the other court, having equity jurisdiction, who shall try the case and act therein, as if it had been instituted in his court.

76. If any of the defendants in any equity cause wherein the judge shall be disqualified, as aforesaid are non residents, and shall not appear in compliance with an order of publication within ten days after the time fixed by said order for their appearance, the clerk shall certify the fact of their not appearing, and the disqualification of the judge, to any Judge of the Court of Appeals, if the case be pending in any of the Circuit Courts, who shall appoint a proper person as a special judge to try the same, as directed in the preceding sections; and if the case be pending in either of the courts of Baltimore city having equity jurisdiction, the clerk thereof shall certify the fact of such non-appearance and disqualification, and transmit the papers in the case, with a copy of the docket entries, to the other court, the judge whereof shall try the case as if it had been instituted in his court.

77. Whenever a Judge of any Circuit Court, or of any of the Courts of Baltimore city, shall be unable, by reason of sickness, or any other cause, to hold any regular law or equity term of his court, or to sit in any cause or causes, civil or criminal, pending in his court, it shall be the duty of the clerk of such court to certify said inability, and the cause thereof, to any Judge of the Court of Appeals, who, on the receipt of such certificate, shall appoint a proper person as a special judge, to hold such term and try all cases in said court, whether civil or criminal, which, by the rules thereof, are or may be ready for trial at such term, and any special judge so appointed shall have full power to summon grand and petit jurors, and to do all things necessary to the holding of such term or the trial of such causes.

78. If any special judge shall die, resign or refuse to act, another may be appointed in his place, and appointments may be made until a judge shall be procured who will act.

79. In all cases in which the State shall be a party to a cause, the State's Attorney for the county or city, in which the case may be for trial, may consent for and on behalf of the State to the appointment of a person to try the same.

80. Every person who shall be appointed a special judge under any of the aforesaid provisions, before he acts as such shall take an oath before the clerk of the court that he will try the cases he is appointed to try without partiality or prejudice, to the best of his ability, which oath shall be entered by the clerk on his test book, and signed by the judge taking the same, but if the judge appointed to try any equity case does not reside in the county in which the Circuit Court is held, where said case is pending, he may take such oath before the clerk of the county, in the county where such special judge resides, which oath shall be signed by him, and filed in the cause, before he proceeds to act in or try the same.

81. Every person appointed a special judge, under any of the aforegoing provisions, shall be allowed ten dollars per day for every day he shall be necessarily engaged in hearing trying, continuing or otherwise disposing of such cause or causes as he may be appointed to try, and ten cents per mile for every mile he shall travel by the usual route in going to and returning from the place where such cause or causes may be for trial, the said per diem and mileage to be paid out of the treasury.

Sec. 2. *And be it enacted,* That this act shall take effect from the date of its passage.

CHAPTER 67.

AN ACT to regulate and make uniform the fees of Constables.

Section 1. *Be it enacted by the General Assembly of Maryland,* That all Public Local Laws relating to the fees of Constables be and the same are hereby repealed.

Sec. 2. *And be it further enacted,* That the twelfth and thirteenth sections of Article thirty eight of the Code of the Public General Laws, relating to the fees of Constables be amended and re-enacted, so as to read as follows:

12. The several Constables in this State shall be entitled to demand and receive the following fees, to wit:

For serving State warrant and return, seventy-five cents; for serving search warrant seventy-five cents; for serving summons in civil suit and return, forty-five cents; for serving summons for witness and return, each witness, twenty cents; for serving a fieri facias and return, forty cents; for levying fieri facias and return twenty cents; for delivering a person committed over to the Jailor, seventy-five cents and five cents per mile for every mile he may have to travel, and the actual necessary travelling expenses of each prisoner; for summoning jury on inquest, each juror, fifteen cents; for levying attachments for contempt, seventy-five cents; for serving writ of replevin and return, forty-five cents; for serving warrant for distraint, twenty-five cents; for summoning and swearing appraisers on distress for rent, and in replevin, each appraiser, twenty-five cents; for serving an attachment in the hands of each garnishee, fifty cents; for killing dog, found killing sheep to be paid by the owner of the dog, four dollars; for poundage fees on any distraint replevin, attachment or fieri facias, eight per cent. on the first twenty-five dollars, and three per cent. on the residue; but if the defendant shall supersede the judgment on which the execution or attachment shall have issued, within four days after the same shall have been levied or served, the Constable shall only be entitled to receive one half of said poundage fees; for arresting any person charged with a misdemeanor or for entering any enclosure and destroying property herein, in the limits of the city of Baltimore or within four miles thereof, one dollar.

13. The County Commissioners in the several counties, and the Mayor and City Council of Baltimore shall levy on the assessable property of their respective counties or the said city, the amount of fees that the Constables of the several counties or the said city are entitled to receive for executing criminal business; *provided,* that nothing contained in this section shall exempt any criminal from paying the cost of his arrest, if he shall be of sufficient ability to do so.

Sec. 3. *And be it further enacted,* That this act shall take effect from the date of its passage and shall continue in force until the first day of April eighteen hundred and sixty-seven, from and after which last mentioned date this act shall be null and void and of no effect whatever.

CHAPTER 69.

AN ACT to amend and re-enact section two of article thirty-three of the Code of Public General Laws, relating to the education of the Deaf and Dumb.

Section 1. *Be it enacted by the General Assembly of Maryland,* That section two of article thirty-three of the Code of Public General Laws, relating to the education of the deaf and dumb, be and the same is hereby amended and re-enacted so as to read as follows:

2. On receiving the certificate of the County Commissioners, or of the Mayor and City Council of Baltimore as aforesaid, it shall be the duty of the Governor to authorize the instruction of said deaf and dumb person in the Columbian institution for the Deaf and Dumb, for a term not exceeding seven years; and it shall be the further duty of the Governor, on the certificate of the President of said Institution, to order the Comptroller of the Treasury to draw his warrant on the Treasurer of this State for two hundred dollars per annum, for each deaf and dumb person taught in pursuance of his authority at said institution, payable to the President thereof, in quarterly payments, on the first days of January, April, July and October in each year; and the Governor shall also order the Comptroller of the Treasury to draw on the Treasurer his warrant, payable to the proper party, for the expenses necessarily incurred in transporting and returning said deaf and dumb persons; *provided,* that the whole amount drawn from the Treasury, for the purposes aforesaid, shall not exceed seven thousand five hundred dollars in any one year; *provided further,* that the Governor shall dispose of applications in behalf of deaf and dumb persons, under the provisions of this article, in the order in which they may be made; and if the applications be more than sufficient to absorb the foregoing appropriation, he shall postpone the action upon the excess until vacancies occur, or further provision be made by the General Assembly.

Sec. 2. *And be it further enacted,* That the yearly rate per capita, for the instruction of deaf and dumb persons, as provided for in the foregoing section, shall be allowed during the period for which payment will become due on the first day of April, eighteen hundred and sixty-five.

Sec. 3. *And be it further enacted,* That to enable the Governor to carry out the provisions of this act, the sum of two thousand five hundred dollars, or so much thereof as may be necessary, in addition to the appropriation already made, be and the same is hereby appropriated for the year ending on the first day of January, eighteen hundred and sixty-six.

Sec. 4. *And be it further enacted,* That this act shall take effect from its passage.

CHAPTER 78.

AN ACT to amend and re-enact the sixteenth section of the fiftieth Article of the Code of Public General Laws relating to the pay of Jurors, and to repeal all local laws on the subject of pay of Jurors.

Section 1. *Be it enacted by the General Assembly of Maryland,* That the sixteenth section of the fiftieth Article of the Code of Public General Laws relating to the pay of Jurors, be and the same is hereby amended and re-enacted, so as to read as follows:

16. "Jurors shall receive two dollars and a half per day, for each and every day they shall attend the several courts of this State as jurors, and fifteen cents for each mile over five miles, for going to and returning from the court once in each term, to be paid by the counties or city respectively in which such courts are held."

Section 2. *And be it enacted,* That all the sections of the several articles of the Code of Public Local Laws relating to the pay and mileage of Jurors be and the same are hereby repealed.

Section 3. *And be it enacted,* That this act shall take effect from the date of its passage.

CHAPTER 79.

AN ACT to regulate and make uniform the fees of Justices of the Peace.

Section 1. *Be it enacted by the General Assembly of Maryland,* That all sections of the several Articles of the Code of Public Local Laws of this State relating to the fees of Justices of the Peace, be and the same are hereby repealed.

Section 2. *And be it further enacted,* That sections seventeen, eighteen and nineteen of Article thirty-eight of the Code of Public General Laws relating to the fees of Justices of the Peace, be repealed, and the following sections be enacted in lieu thereof.

17. The Justices of the Peace of this State shall be entitled to receive the fees allowed in the following table, and such fees shall be taxed and paid by the party against whom judgment shall be rendered, to wit: for issuing each summons in debt or damages, or writ of replevin, twenty-five cents; for each summons for witnesses, including all the witnesses applied for, at the "same" time, twenty five cents; for venire to summons freeholders, thirty-five cents; for *fieri facias,* thirty-five cents; for *renditioni exponas,* thirty-five cents; for *scire facias,* forty-five cents; for every *supersedeas,* twenty cents; for every oath or affidavit, ten cents; for probate or account, ten cents; for every judgment rendered where there is no trial, twenty-five cents; for every judgment rendered on trial, sixty cents; for every warrant of attachment against a resident debtor, forty-five cents; for every attachment against a non-resident or absconding debtor, one dollar; for attachment of contempt, twenty-five cents; for venire to summon a Jury in a case of forcible entry and detainer, and summons to tenant one dollar; for taking inquisition and return thereof, four dollars; for warrant of restitution, one dollar; for taking every acknowledgement of every deed or other instrument of writing for each person making an acknowledgement, thirty cents; for a certificate of estrays, forty cents; for issuing writ of attachment by way of execution, forty five cents; for taking replevin or other bonds, twenty-five cents; for entering every continuance, ten cents; for every transcript from the docket, fifteen cents; for every search, ten cents; for binding apprentices, each Justice twenty-five cents.

18. They shall be entitled to be paid in criminal cases by the county or city of Baltimore, as the case may be, the following fees, for issuing each State writ, twenty-five cents; for search warrant, twenty-five cents; for taking recognizances of witnesses, each, twenty-five cents; for taking recognizances in each case reported to court, twenty-five cents; for every commitment twenty-five cents; for every releasement, twenty-five cents; for holding an inquest upon a deceased person, five dollars; for issuing an attachment for a witness refusing to attend on the summons of a Commissioner, fifty cents; for taking depositions in cases of contested elections per day, three dollars.

Section 3. *And be it enacted,* That this act shall take effect from the date of its passage, and shall continue in force until the first day of April, eighteen hundred and sixty-seven, from and after which last mentioned date this act shall be null and void.

CHAPTER 113.

AN ACT to repeal and amend the eighty-first Article of the Code of Public General Laws relating to Revenue and Taxes.

Section 1. *Be it enacted by the General Assembly of Maryland,* That the sixth section of the eighty-first Article of the Code of Public General Laws, be and the same is hereby repealed, and the following section enacted in lieu thereof:

"Sec. 6. The County Commissioners of the several counties of this State, are hereby directed to strike from their respective assessment books, all slave property of every description and class heretofore assessed according to law, and in future no taxes of any kind shall be levied on the assessed value of said slaves, nothing however in this section is intended to release taxes levied on slaves as property, prior to the first day of November, eighteen hundred and sixty-four, or to interfere in any way with the collection thereof.

Sec. 2. *And be it enacted,* That this act shall take effect from the date of its passage.

CHAPTER 114.

AN ACT to repeal the tenth section of Article eleven of the Code of Public General Laws relating to the oath of Attorneys, and other practitioners of law, and to enact a substitute therefor.

Section 1. *Be it enacted by the General Assembly of Maryland,* That the tenth section of Article eleven of the Code of Public General Laws relating to the oath of attorneys and other practitioners of law, be and the same is hereby repealed, and that the following be and the same hereby is enacted as a substitute therefor:

10. Every attorney or other practitioner of law, shall in open Court, take and subscribe the following oath or affirmation:—"I do solemnly swear (or affirm as the case may be) that I will at all times demean myself fairly and honorably as an attorney and practitioner of law, that I will bear true allegiance to the State of Maryland, and support the Constitution and Laws thereof, and that I will bear true allegiance to the United States and support, protect and defend the Constitution, Laws and Government thereof, as the supreme law of the land, any law or ordinance of this or any State to the contrary notwithstanding and I do further swear (or affirm) that I will to the best of my abilities protect and defend the Union of the United States, and not allow the same to be broken up and dissolved, or the Government thereof to be destroyed under any circumstances if in my power to prevent it, and that I will at all times discountenance and oppose all political combinations having for their object such dissolution or destruction, and I make this oath or affirmation without any reservation or purpose of evasion. So help me God." No person shall be admitted to practice as an attorney or solicitor in any Court of this State, and no person, if heretofore admitted to practice as an attorney or solicitor in any of said Courts, shall be allowed to continue so to do until he shall have taken and subscribed said oath or affirmation in open Court; *provided, however,* that any person who under this section and the laws of this State, shall become entitled to practice law in the Court of Appeals of this State, shall be entitled to practice law in any and all of the subordinate courts.

Sec. 2. *And be it enacted,* That this act shall take effect from and after the first day of April, eighteen hundred and sixty-five.

CHAPTER 116.

AN ACT to appropriate a sum of money to the Home of the Friendless.

Section 1. *Be it enacted by the General Assembly of Maryland,* That the Comptroller of the Treasury be and he is hereby authorized and required to draw his warrant on the Treasurer of the State for the sum of one thousand dollars in favor of the Home of the Friendless.

Sec. 2. *Be it enacted,* That this act shall take effect and be in force from the date of its passage.

CHAPTER 120.

AN ACT to repeal Article eighty of the Code of Public General Laws entitled, "State Reporter," and sections one, two, three, four, five and six of said article, be and the same are hereby repealed and re-enacted with amendments in the following terms.

Sec. 2. The State Reporter shall be appointed by the Judges of the Court of Appeals, and shall hold his office for the term of four years, unless sooner removed by said Judges, and shall be styled the "State Reporter," and shall be re-eligible from time to time.

Sec. 3. He shall receive an annual salary of five hundred dollars.

Sec. 4. He shall report all cases argued and determined in the Court of Appeals, designated by the court as proper for publication, as soon as possible after the close of each term of said court, the report in each case to be limited to a statement of the material facts, the principal points, and the authorities relied on by the respective counsel, and the opinion of the court delivered therein.

Sec. 5. Each volume of the reports shall contain at least six hundred pages, and shall be printed on good paper, to be selected and purchased by the Reporter at the cost of the State, with clear type, and in size, form, quality of materials and quantity of matter per page, shall correspond as nearly as possible with the eighteenth volume of Maryland Reports, and shall be sold at a price not exceeding five dollars a volume, bound in "fine law sheep," or four dollars and a half when not bound, and shall be printed, published, and bound at the expense of the Reporter, who shall be entitled to the copyright of the volumes.

Sec. 6. The State shall take two hundred copies of each volume of said reports bound in "fine law calf," at the price of six dollars per volume, delivered at the State Library.

Sec. 2. *And be it enacted,* That this act shall take effect from and after the first Monday of April, eighteen hundred and sixty five.

CHAPTER 125.

AN ACT to validate deeds of Manumission defectively executed or omitted to be recorded.

Section 1. *Be it enacted by the General Assembly of Maryland,* That all deeds of manumission executed before the first day of November, eighteen hundred and sixty-four, and acknowledged by the party executing the same before a Justice of the Peace of this State, under which the negroes therein intended to be manumitted have been in actual enjoyment of freedom, shall be held to have the same effect from the time of the execution thereof as if the same had been attended by two witnesses and recorded, and had been in other respects in conformity with the then existing provisions of law.

Section 2. *And be it enacted,* That this act shall take effect from the time of its passage.

CHAPTER 126.

AN ACT for the relief of certain parties indebted to the State for sums due prior to the first day of August, eighteen hundred and sixty, and certain parties against whom suits have been instituted under the directions of the Comptroller, in pursuance of Resolution number twenty of the General Assembly of Maryland, passed at the session of eighteen hundred and sixty one and eighteen hundred and sixty two.

Whereas, The Comptroller of the State was required and directed by Resolution number twenty, of the General Assembly, passed at the session of eighteen hundred and sixty one and eighteen hundred and sixty two, thirty days after the passage of the said resolution, to cause suits to be instituted against the parties indebted to the State therein named; *and whereas,* many of said claims are of long standing and it is desirable to secure the speedy settlement of said indebtedness to the State, and the State to secure the prompt payment of the principal, is willing to release the interest;

Section 1. *Be it enacted by the General Assembly of Maryland,* That all Clerks, Registers of Wills, Notaries Public, Auctioneers, Foreign Insurance Agents, Collectors of tax and other persons indebted to the State for sums due prior to the first day of August, eighteen hundred and sixty, and the sureties upon their official bonds, be and they are hereby released from the payment of the interest now due on the State's claims against them; provided, that the amounts due for the principal of the said claims have been paid or shall be paid into the treasury on or before the first day of October, eighteen hundred and sixty five; *and provided, further,* that the aforesaid parties respectively, or their sureties, shall pay on or before the first day of October, eighteen hundred and sixty five, to the State's Attorneys of the several counties and the city of Baltimore, five per centum commission on the full amount of the judgments with interest thereon, recovered by the State against them in the Circuit Courts for the several counties, and the Superior and Common Pleas Courts of Baltimore city, and the Sheriff's fees and all costs which have been incurred by the State in the prosecution of said claims, the State thereby to be released from [illegible] commission and costs.

Section 2. And be it further enacted, That the Comptroller, upon the payment of the principal due on the several claims aforesaid [illegible] and all costs, and upon being satisfied that the commissions to the State's Attorneys and the Sheriff's fees have been paid as hereinbefore required, shall have the judgments which have been recovered against the parties or their sureties entered "satisfied" and the accounts in the Comptroller's office against any of said parties complying with the conditions hereinbefore prescribed, shall be balanced and entered adjusted.

Section 3. And be it enacted, That this act shall take effect from the date of its passage.

CHAPTER 127.

AN ACT to amend and re-enact section one hundred and six of Article eighty-one of the Code of Public General Laws entitled "Revenue and Taxes," and relating to the tax on Executors' and Administrators' commissions.

Section 1. *Be it enacted by the General Assembly of Maryland,* That section one hundred and six of Article eighty-one of the Code of Public General Laws, entitled "Revenue and Taxes," and relating to the tax on Executors' and Administrators' commissions, be and the same hereby is amended and re-enacted so as to read as follows:

106. All commissions allowed to executors or administrators by the Orphans' Courts of this State, shall be subject to a tax for the benefit of the State of one-tenth part of the sum so allowed, and where a legacy is left to an executor by way of compensation, such legacy shall be reckoned in the commissions fixed by the court.

Section 2. *And be it enacted,* That this act shall take effect from the day of its passage, but nothing herein contained shall be construed to impose the tax on commissions already fixed if any executor or administrator to whom letters shall have been issued before the passage hereof.

CHAPTER 131.

AN ACT to repeal section nine of Article thirty-eight, of the Code of Public General Laws, relating to the fees of officers, and to substitute therefor the following:

Section 1. *Be it enacted by the General Assembly of Maryland,* That section nine, of Article thirty-eight of the Code of Public General Laws, relating to fees of officers, be and the same is hereby repealed, and the following enacted as a substitute therefor:

Sec. 9. Attorneys at law shall be entitled to demand and receive the following fees, to wit: For bringing, prosecuting or defending any suit or action at law in any of the courts of this State of original jurisdiction, five dollars; for prosecuting or defending any cause, suit or action in any of the courts of equity in this State, ten dollars; for prosecuting or defending any cause in any of the Orphans' Courts in this State, ten dollars; for prosecuting or defending any cause in the Court of Appeals, ten dollars; for prosecuting or defending in any criminal cases in any of the courts of this State having criminal jurisdiction where the punishment for the offence charged is death or confinement in the penitentiary, ten dollars; in all other criminal cases, three dollars and thirty-three cents.

Sec. 2. *And be it enacted,* That this act shall take effect from the date of its passage.

CHAPTER 135.

AN ACT to amend and re-enact section twenty-one of Article forty-one of the Code of Public General Laws relating to "Fish and Fisheries."

Section 1. *Be it enacted by the General Assembly of Maryland,* That section twenty-one of Article forty-one Code of Public General Laws relating to "Fish and Fisheries," under the head of "Potomac," be and the same is hereby amended and re-enacted so as to read as follows:

21. It shall not be lawful for any person, other than the owner or by the permission of the owner, to take or carry away from any shore of the Potomac river below Fort Washington which has been or may be used as a fishery, any sand, gravel or other matter that may form part of said shore to the amount of twenty bushels or more, and if any person shall feloniously steal, take and carry away from any shore of the Potomac river below Fort Washington, which has been or may be used as a fishery, any sand, gravel or other matter that may form part of said shore to the amount of twenty bushels or more, such person shall be deemed guilty of larceny, and on conviction thereof in the Circuit Court of the county in which such larceny was committed, shall pay to the owner the full value thereof, and be sentenced to the penitentiary for not less than one year nor more than five years.

Sec. 2. *And be it enacted,* That this act shall take effect from the date of its passage.

CHAPTER 138.

AN ACT to amend and re-enact section ten of Article forty-four of the Code of Public General Laws relating to the amount of compensation to be paid by the several counties and the city of Baltimore to the President and Visitors of the Maryland Hospital, for the support of pauper lunatics.

Section 1. *Be it enacted by the General Assembly of Maryland,* That section ten of Article forty-four of the Code of Public General Laws relating to the amount of compensation to be paid by the several counties and the city of Baltimore, to the President and Visitors of the Maryland Hospital, for the support of pauper lunatics, be and the same is hereby amended and re-enacted so as to read as follows:

10. The President and Visitors of the Maryland Hospital, shall receive from each county and the city of Baltimore, two hundred dollars per annum, for the support of each pauper lunatic sent from said county or city to said Hospital.

Section 2. *And be it enacted,* That this act shall take effect from the day of its passage.

CHAPTER 139.

AN ACT to appropriate a sum of money for the relief of the Maryland Hospital.

Whereas, It is reported to this General Assembly that it has become necessary to introduce a more efficient heating apparatus into the Maryland Hospital, in order to heat the same more effectually, and to guard against the probabilities of fire; and whereas, many repairs and improvements of the buildings, and also certain improvements of the grounds, and of an extensive portion of the fences have become indispensable; therefore,

Section 1. *Be it enacted by the General Assembly of Maryland,* That the sum of fifteen thousand dollars be and the same is hereby appropriated, to be paid to the President and Visitors of the Maryland Hospital, to introduce an efficient heating apparatus, and to effect proper and necessary repairs of the buildings and improvements of the grounds, and for other purposes.

Section 2. *And be it enacted,* That the Comptroller of the Treasury, be and he is hereby required to draw his warrant upon the Treasurer, in favor of the said the President and Visitors of the Maryland Hospital, for the said sum of fifteen thousand dollars.

Section 3. *And be it enacted,* That this act shall take effect from the date of its passage.

CHAPTER 141.

AN ACT to amend and re-enact section ten of the 8th Article of the Code of Public General Laws, entitled "Appeals."

Section 1. *Be it enacted by the General Assembly of Maryland,* That section ten of Article eight of the Code of Public Local Laws, be amended and re-enacted, so as to read as follows:

10. All appeals in cases of mandamus or questions arising under the insolvent laws, or exceptions taken on trials of issues sent from the Orphans' Courts or courts of equity, orders granting injunctions, dissolving or refusing to dissolve the same, appointing a receiver, ratifying or refusing to ratify a trustee sale, and all appeals from decisions of the Orphans' Court, and from any judgment or motion to set aside sales, or apply money in the hands of the sheriff, and all appeals from decisions on matters of law, made by the courts of Baltimore city, in relation to the streets in said city, shall stand for hearing at the first term after the transmission of the record.

Section 2. *Be it enacted,* That this act shall take effect from the day of its passage.

CHAPTER 144.

AN ACT to enable any bank, savings institution or savings bank of this State, to become an association for the purposes of banking under the laws of the United States.

Section 1. *Be it enacted by the General Assembly of Maryland,* That any bank, savings institution or savings bank incorporated under the laws of this state, may become an association for the purpose of banking under the laws of the United States; *provided,* it shall first comply with all the requirements of the act of the first session of the thirty-eighth Congress of the United States, entitled, "An act to provide a national currency, secured by a pledge of the United States bonds, and to provide for the circulation and redemption thereof."

Sec. 2. *And be it further enacted,* That before any bank, savings institution or savings bank of this State shall avail itself of the provisions of this act, and of the aforesaid act of Congress its stockholders, by and with the written advice and consent of the owners of three-fourths of the capital stock of said bank, savings institution or savings bank, "or at a special meeting," called for the purpose, shall decide whether the said bank, savings institution or savings bank shall or shall not become an association for the purpose of banking under the laws of the United States, and at said meeting every stockholder may cast one vote for each share of stock held by him or her, and every stockholder who shall be absent from said meeting, may vote by proxy, and every executor, administrator, guardian or trustee, holding stock in said bank, savings institution or savings bank may vote in person or by proxy, without incurring any responsibility by such vote, and the Treasurer of Maryland is hereby authorized and directed to represent and vote the stock held by the State in any of the banks, savings institution or savings bank of this state, and if on casting up the vote at the said meeting it shall appear that the owners of two-thirds of the capital stock of said bank, savings institution or savings bank, are in favor of converting the said bank, savings institution or savings bank, into an association for the purpose of banking under the laws of the United States, the Directors of said bank, savings institution or savings bank, or a majority of them, may execute the organization certificate, and such other papers as shall be necessary, and may perform all acts required by law for enabling the said bank, savings institution or savings bank to become such association.

Sec. 3. *And be it further enacted,* That whenever any bank, savings institution or savings bank in this State, shall present to the Clerk of the Court of Appeals of Maryland, a certificate from the Comptroller of the Currency, setting forth under his hand and official seal that the bank, "savings institution or savings bank has become an association" for the purpose of banking under the laws of the United States, the said clerk shall record such certificate, and shall send an authenticated copy thereof to the Governor of the State, who, on receiving the same, shall give notice for at least three weeks in some newspaper printed in the city or county where said bank, savings institution or savings bank is located, that said bank, savings institution, or savings bank has been converted into such association, and that its charter as granted by the General Assembly of Maryland, has been surrendered, and thereupon all its corporate powers shall cease; *provided nevertheless,* that said bank, savings institution or savings bank may continue to use its corporate name for the purpose of prosecuting and defending suits instituted by or against it, and of enabling it to close its affairs, but not for the purpose of continuing under the laws of this State the business for which it was established, and no bank, savings institution or savings bank thus converted into a banking association under the laws of the United States, shall reissue for circulation any of the notes issued by it during its existence under the laws of the State, for more than one year after its charter has been surrendered; *provided,* that the existing laws of the State providing for taxes on the State banks for the purposes enumerated therein, shall extend and apply to all State banks and other institutions availing themselves of the provisions of this act, when they shall have become banking associations under the act of Congress and all sums required by the charters of said institutions and banks to be paid to the State, shall continue as heretofore to be paid.

Sec. 4. *And be it further enacted,* That whenever any bank, savings institution or savings bank in this State shall have surrendered its charter, and become an association for the purposes of banking under the laws of the United States, all its assets, real and personal, without other transfer, shall vest in and become the property of such association, and said association shall be responsible for all the debts and liabilities of said bank, savings institution or savings bank, incurred prior to the surrender of its charter.

Sec. 5. *And be it further enacted,* That whenever the charter of any bank, savings institution or savings bank in the State has been surrendered, as hereinbefore provided for, the members of the Board of Directors, last in office, shall forthwith deliver up all the plates and dies of said bank, savings institution or savings bank to the Superior Court of Baltimore city, where said bank, savings institution or savings bank is located in the city, or to the Circuit Court for the county in which said bank, savings institution or savings bank may be located, and the Judge of each of said courts shall cause the said plates and dies to be destroyed in his presence, and also in the presence of the President or cashier of said bank, savings institution or savings bank, and the members of Board of Directors, who wilfully refuse or neglect so to do, shall be deemed guilty of a misdemeanor, and on conviction, shall be severally punished by a fine not exceeding five hundred dollars.

Sec. 6. *And be it further enacted,* That this act shall take effect from and after its passage.

CHAPTER 149.

AN ACT to amend article twenty-six of the Public General Laws of this State relating to Corporations by adding thereto certain additional sections providing for the formation of Corporations engaged in the business of obtaining oil by boring or otherwise, on and upon lands lying within this State, or beyond the limits thereof.

Section 1. *Be it enacted by the General Assembly of Maryland,* That the provisions of Article twenty-six of the Code of Public General Laws of this State, from section forty to section sixty-seven both inclusive, shall extend and be applicable to all cases where five or more free white persons, a majority of whom are citizens of this State, may desire to form a company for the purpose of carrying on the business of obtaining oil by boring or otherwise in and upon any lands, whether lying within this State or beyond the limits of this State, or partly within and partly beyond the limits of this State; *provided,* that no company incorporated under this additional section shall hold more than three thousand acres of land at any one time, and that the capital stock of such company shall not exceed the sum limited by section sixty-eight of Article twenty-six aforesaid as the amount of capital stock therein permitted to be held by corporations formed under the provisions of said Article twenty-six for mining purposes; *and provided also,* that the number of Trustees, Directors or Managers of such company shall not be less than three nor more than sixteen, and that lands as well as money may be considered as payment of any part of the capital stock of said company, and the presence in person or by proxy of the majority in interest of the stockholders shall be necessary to form a quorum for business at any meeting of stockholders, *and provided also,* that the principal office of any company or corporation, formed under and by virtue of the provisions of this act, shall be located within the limits of this State, and all meetings of the Directors and stockholders of such corporation shall be held within the limits of this State.

Sec. 2. *Be it further enacted,* That this act shall take effect from its passage.

CHAPTER 166.

AN ACT to repeal sections one to eighty-one inclusive, and sections eighty-three to ninety-four inclusive, of Article sixty-six of the Code of Public Laws, entitled "Negroes."

Section 1. *Be it enacted by the General Assembly of Maryland,* That sections one to eighty-one inclusive, and sections eighty-three to ninety-four inclusive, of Article sixty-six of the Code of Public General Laws, entitled "Negroes," be and the same is hereby repealed.

Section 2. *And be it further enacted,* That this act shall take effect from the date of its passage.

CHAPTER 174.

AN ACT supplementary to an act entitled, an act making appropriations for the support of the Government, for the year ending on the first day of January, eighteen hundred and sixty-six.

Section 1. Be it enacted by the General Assembly of Maryland, that for the expenditures in the support of the Government, for the year ending on the first day of January, eighteen hundred and sixty-six, the following sums of money, or so much thereof as may be necessary, be and the same is hereby appropriated, in addition to the appropriations made under chapter three hundred and seventy-four, of eighteen hundred and sixty-four, that is to say, for the salary of the Governor in addition to the sum already appropriated, four hundred dollars, for the salary of the Commissioner of the Land Office, additional twelve hundred and fifty dollars; for the salary of the State Librarian, additional five hundred dollars, for the salaries of the Judges of the Court of Appeals, five thousand dollars, for the salaries of the Judges of the first twelve circuits, sixteen thousand dollars additional, for the salary of the Judge of the thirteenth judicial circuit, five hundred dollars additional; for salary of the Judge of the superior Court of Baltimore city, five hundred dollars additional, for the salary of the Judge of the Court of Common Pleas of Baltimore city, five hundred dollars additional; for the salary of the Judge of the Criminal Court, Baltimore city, one thousand dollars additional; for the salaries of the five additional Judges elected under the present Constitution, from the date of their qualification to January first, eighteen hundred and sixty-five, fifteen hundred dollars, for the salary of an additional Clerk to the Comptroller, twelve hundred dollars; for the salary of the Adjutant General of Militia, one thousand dollars additional; for the salaries of the five Inspectors of Tobacco, six thousand five hundred dollars, for insurance on the Tobacco Warehouses, one hundred dollars; to Colleges, Academies and Schools, twenty-seven thousand dollars, to the Education of the Indigent Blind, in addition to the fund already accumulated for that purpose, five thousand dollars; for the expense of advertising list of Foreign Insurance Agents, one hundred dollars, for the expense of fuel and lights for Public Buildings and the Government House, three thousand dollars, for the contingent fund of the Superintendent of Public Instruction, one thousand dollars; for the erection of water closets for the use of the Treasury Department, one thousand dollars, to be expended under the direction of the Treasurer and Comptroller; for the salary of the State Vaccine Agent, six hundred dollars; to Richard King, State Military Relief Agent, for expenses incurred by him in obtaining the soldiers' vote at the elections in October and November, eighteen hundred and sixty-four, two hundred and thirteen dollars and thirty cents; for the purchase of stationery for the present session of the General Assembly, six thousand five hundred dollars additional; to the Night Watchmen of Public Buildings, one hundred and fifty dollars each, three hundred and sixty dollars, to the person employed to take charge of Public Buildings and Grounds, one hundred and eighty dollars; to the Keeper of Steam House and Record Office Furnace, one hundred and eighty dollars; and to his assistant, one hundred and eighty dollars; for filing and recording the Laws and Resolutions of the present session, three hundred and fifty dollars; for stationery for Departments, five hundred dollars, to Thomas L. Dell, for two hundred and fifty copies of the second volume of the Supplemental Code, purchased by order of the General Assembly, one thousand dollars, for binding the Laws, Journals and Documents of the present session, two thousand dollars; for indexing the Laws, Journals and Documents of the present session, eight hundred dollars; to pay for the State's subscription to Cohen & Lee's Digest of the Decisions of the Court of Appeals of this State, three thousand dollars; to pay for the State's subscription to J. J. Alexander's collection of English Statutes, two thousand dollars; to pay for the State's subscription to Mayer's Digest, twelve hundred and fifty dollars; to pay the members of the Legislature, their officers and attendants, (the yearly salaries of the Secretary of the Senate and the Chief Clerk of the House of Delegates excepted,) including the cost of printing and miscellaneous expenses, and including ten dollars per diem to the Speaker of the House and President of the Senate each, one hundred and seventy-five thousand dollars, for the postage of the members of the General Assembly, including the Secretary of the Senate and Chief Clerk of the House of Delegates, five thousand dollars; to the Pennsylvania Institution for the Deaf and Dumb, for losses incurred in the education of the beneficiaries of this state during the years eighteen hundred and sixty-three and eighteen hundred and sixty-four, nine hundred and ninety-nine dollars and seventy-five cents; for the expenses of fitting up the room adjoining the Court of Appeals for the preservation of records, twenty-five hundred dollars, to be expended under the order of the Judges of the Court of Appeals; for the salaries of Clerks to the Adjutant General of Militia, three thousand dollars; for contingent fund for the Adjutant General's office, one thousand dollars; to Edward Shriver, for services as Judge Advocate under the late enrolment of militia by appointment of the Governor, one hundred and fifty-four dollars; to C. C. Cox, as Surgeon General under the appointment of the Governor, under the late enrolment of militia, fifteen hundred and fifty-four dollars; for repairs of roof of Record Office Buildings, three hundred dollars; to the House of Refuge, five thousand dollars; for the contingent fund of the Land Office, four hundred dollars; for distributing the Journals of Debates and Proceedings of the State Constitutional Convention to the authorized parties, one hundred and sixty-five dollars, to be paid upon the proper vouchers; for indexing the Laws and Journals of the Senate and House of Delegates for the present session, eight hundred dollars; for the expense of distributing statement in reference to the Resources of Maryland, including the sum to be paid to Henry Stockbridge, for the preparation of the statement, fifteen hundred dollars, or so much thereof as may be necessary

Sec. 2. *And be it enacted,* That the Treasurer of the State, upon the warrant of the Comptroller of the Treasury Department, disburse the said sums of money herein appropriated for the objects and purposes specified to or upon the order of the person or persons, bodies politic or corporate, severally entitled thereto; and that the several public officers to whom the same or any part thereof may be paid, shall render quarterly to the Comptroller accounts of the expenditures thereof, with the proper vouchers verified by affidavit, except such parts thereof as may be paid for or on account of salaries fixed by the Constitution and laws of this State.

Sec. 3. *And be it enacted,* That this act shall take effect from the first day of April, eighteen hundred and sixty-five.

CHAPTER 178.

AN ACT appropriating the interest to be received from the sale of the scrip donated by the United States to the State of Maryland for the benefit of Agriculture, by the Act of Congress, approved second session, eighteen hundred and sixty-four, and to amend the charter of the Maryland Agricultural College, by adding additional members to the Board of Trustees.

Section 1. *Be it enacted by the General Assembly of Maryland,* That after the Comptroller shall have sold the said scrip and invested the proceeds thereof as provided by the act of the General Assembly, passed at January session, eighteen hundred and sixty-four, chapter ninety, the annual interest or income of said investment shall be regularly paid by him without diminution to the Maryland Agricultural College, and the leading object of said college shall be, without excluding other scientific and classical studies, and including military tactics, to teach such branches of learning as are related to agriculture and the mechanic arts, in order to promote the liberal and practical education of the industrial classes in the several pursuits and professions of life, and the money so to be received by the said college shall be applied to the objects enumerated in the said act of Congress, and to no other purposes whatever, and the said college shall in all respects comply with the several requirements of the said act, as to making and reporting experiments, and reporting the same as therein prescribed; *provided,* that nothing herein contained shall be construed to prohibit or preclude the General Assembly, at any time hereafter, from making any other disposition of said funds, not inconsistent with the act of Congress, making said donation.

Section 2. *And be it further enacted,* That from and after the passage of this act, the State Board of Education shall be, *ex officio,* members of the Board of Trustees of the said college.

Section 3. *And be it enacted,* That this act shall take effect from the day of its passage.

CHAPTER 185.

AN ACT to appropriate a sum of money sufficient to procure a full length portrait of the late Governor Thomas Holliday Hicks, to be placed in the Executive Chamber of Maryland, and a further sum to erect a monument over the remains whenever he may be finally interred.

Section 1. *Be it enacted by the General Assembly of Maryland,* That five thousand dollars, or so much thereof as may be necessary, is hereby appropriated to procure a full length portrait of the late Governor Thomas Holliday Hicks, and the same when completed to be placed in the Executive Chamber, and that the unexpended sum of five thousand dollars, or so much thereof as may be necessary, shall be used and expended in building or erecting a suitable monument over the remains when finally interred.

Section 2. *And be it enacted,* That the Treasurer shall upon a warrant of the Comptroller, pay to the order of the Chairman of the committee hereinafter named, the above sum, or so much thereof, as may be found necessary to fully carry into effect the provisions of this act.

Section 3. *And be it enacted,* That a committee of three be appointed by the Governor to carry into effect the provisions of this act.

CHAPTER 187.

AN ACT to repeal sections seventy-one, seventy-two, seventy-three, seventy-four, seventy-five, seventy-six, seventy-seven and seventy-eight of Article seventy-five, of the Code of Public General Laws, and to enact substitutes therefor, so as to carry out the provisions of the ninth section of Article four of the Constitution, relating to the removal of causes.

Section 1. *Be it enacted by the General Assembly of Maryland,* That sections seventy-one, seventy-two, seventy-three, seventy four, seventy-five, seventy-six, seventy-seven and seventy eight of Article seventy-five of the Code of Public General Laws relating to the removal of causes, be and the same are hereby repealed, and the following sections enacted in lieu thereof:

71. In all suits or actions at law issued from the Orphans' Court or other courts sitting in equity and in all presentments or indictments now pending, or which may be pending at the time of the passage of this act, or which may be hereafter instituted in any of the courts of this State, except the Court of Appeals, having jurisdiction thereof, Judge or Judges thereof upon suggestion in writing if made by the State's Attorney or the prosecutor for the State, or upon suggestion in writing, supported by affidavit made by any of the parties thereto, or whenever any party to such cause or the counsel of any party shall by other proper evidence make it satisfactorily appear to the court that such party cannot have a fair and impartial trial in the court in which such suit or action issue, or petition, presentment, or indictment is pending, shall order and direct the record of proceeding in such suit or action issue, presentment, or indictment to be transmitted to some other court in the same or any adjoining circuit having jurisdiction in such cases, which said court shall hear and determine the same in like manner as if such suit or action, issue or petition, presentment or indictment had been originally instituted therein; *provided,* that such suggestion shall be made before or during the time at which the issue or issues may be joined in said suit or action, issues, petition, presentment or indictment unless the parties applying for such removal shall in addition to such affidavits, further state under oath, that he, she or they had come to such belief, or had been convinced of that fact since the issues or issues in said cause had been made, upon which additional statements being made and filed, the cause shall be removed, notwithstanding the issues had been made up.

72. That when any suit or action, issues, petitions, presentments or indictments, shall be removed according to the provisions of the preceding section, it shall and may be lawful for the party at whose instance the said suit or action, issues or petition, presentment or indictment was not removed, if he, she or they shall think that justice cannot be done him, her or them in said court to which said suit or action, issues or petition, presentment or indictment has been removed, to file an affidavit as prescribed by the preceding section, in said court to which said removal is ordered, suggesting that he, she or they cannot have justice in such court, whereupon the said court shall remove the said cause or action, issues or petition presentment or indictment to such other court in the same, or any adjoining circuit having jurisdiction, as the said court shall think will best tend to justice between the parties to the said suit or action, issues or petition, presentment or indictment.

76. It shall be in the power and discretion of the Judge should he think it proper, to cause a special panel of forty-eight jurors to be selected to try any cause or causes removed under the preceding sections of this act, and the court shall direct the Clerk thereof to divide by ballot said number of Jurors into two panels of Petit Jurors; and may take such order for the regulating, attendance of said panels as the said court shall see fit, and the said court may direct talesmen to be summoned in said cause or causes whenever necessary.

77. In all criminal cases removed as aforesaid where the party or parties detained in jail, the party or parties so detained shall not be removed until the first day of the session of the court to which said case shall be removed.

78. The Judge of any of the said Circuit Courts to which any cause or causes may be removed under the preceding sections, shall allow such compensation not exceeding the sum of forty dollars in any one case to the State's Attorney, for his services in appearing to or trying said cause or causes, as the said Judge may deem just and proper, said allowance not to exceed fifty dollars in any one case, to be borne and paid by the county from which said causes may be removed, or by the city of Baltimore, as the case may be.

Section 2. *Be it enacted,* That this act shall take effect from the date of its passage.

CHAPTER 193.

AN ACT to release certain claims of the State against Collectors, Sheriffs and others, to discontinue the suits instituted for the recovery thereof.

Section 1. *Be it enacted by the General Assembly of Maryland, upon the recommendation of the Comptroller of the Treasury and of the Treasurer,* That the following claims due from Collectors and Sheriffs, now standing on the books of the Treasurer, be and the same are hereby released, and the suits instituted for the recovery thereof, be and the same are hereby directed to be discontinued, namely, claims against James Twigg, Collector of State taxes in Allegany county, for eighteen hundred and forty-six, for five hundred and seven dollars and eighty six cents; claims against Benjamin T. Fladie, collector of State taxes in Anne Arundel county, for eighteen hundred and forty-one and eighteen hundred and forty-two, for two thousand three hundred and eighteen dollars and forty-five cents; claim against Benjamin F. Fladie, Sheriff of Anne Arundel county, for eighteen hundred and forty-four, for four hundred and two dollars and sixty-three cents; claim against John H. Naff, late auctioneer in Baltimore city, for two hundred and forty three dollars and seventy six cents; claim against John J. Gross, late auctioneer in Baltimore city, for two hundred and twenty-three dollars and sixty-two cents; claim against Harrison [illegible], late auctioneer in Baltimore city, for one hundred dollars and thirteen cents; claim against John Coulson, late auctioneer in Baltimore city for thirteen dollars and sixty-six cents; claim against Standish Barry, Sheriff of Baltimore county, in eighteen hundred and twenty-seven, for one thousand nine hundred and nineteen dollars and sixty-two cents; claim against Henry H. Sanderson, Sheriff of Baltimore county, in eighteen hundred and thirty-six, for four hundred and sixty-seven dollars and ninety-nine cents; claim against Preston McComas, Sheriff of Harford county, in eighteen hundred and thirty five and eighteen hundred and thirty-six, for sixty nine dollars and eleven cents; claim against Francis Cann, Sheriff of Kent county, in eighteen hundred and fifty, for one thousand dollars; claim against Richard H. Waters, Sheriff of Montgomery county, in eighteen hundred and thirty-four, for sixteen dollars and ninety-one cents; claim against Thomas F. W. Vinson, Sheriff of Montgomery county, in eighteen hundred and forty-two and eighteen hundred and forty-three, for eighty-six dollars and twenty five cents; claim against Daniel H. Candler, Sheriff of Montgomery county, in eighteen hundred and forty-four and eighteen hundred and forty-five, for fifty three dollars and twenty-five cents; claim against Philip J. Connell, late Sheriff of Montgomery county, in eighteen hundred and fifty-three, for three hundred and eighty-six dollars and seventy-five cents for fines and forfeitures.

Section 2. *And be it enacted,* That this act shall take effect from the date of its passage.

CHAPTER 196.

AN ACT to provide for regulating the relation of Creditor and Debtor between the State and the Susquehanna and Tide Water Canal Companies.

Section 1. *Be it enacted by the General Assembly of Maryland,* That upon the payment to the Treasurer of this State, by the Susquehanna and Tide Water Canal Companies, on or before the first day of July next, of all arrearages of interest, exchange and expenses, computed to the first day of January last, due to the State from said companies, the said Treasurer is hereby authorized to renew the bonds of the said companies due to the State for twenty years, from said first day of January last, bearing interest at six per cent per annum, payable semi-annually, and payable as to principal and interest in current money of the United States.

Section 2. *And be it enacted,* That if the said companies shall fall in arrear in the payment of the interest to fall due on said extended bonds for a period of six months, after the same shall have accrued, then the Board of Public Works are hereby authorized to take legal proceedings against said companies for the collection of the same, if they shall think it for the interest of the State so to do.

Section 3. *And be it enacted,* That this act shall take effect from the date of its passage.

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