thereof, directed to the Sheriff of another county, whether a return of *nulla bona*, to a writ of execution issued to the Sheriff of the county or city wherein the said judgment or decree was rendered, has been made or not, which writ of execution issued and directed to the Sheriff of another county, shall be made returnable to the Circuit Court of the county to which it may be sent, and if sent to the City of Baltimore, returnable to the Superior Court of said city, and there shall be sent therewith by the Clerk issuing the same to the Clerk of the Court to which said writ shall be returnable, a copy of the docket entries in the case, upon which the Court may proceed in said execution by renewal or otherwise, in the same manner as if said execution had issued on a judgment or decree rendered in said Court, and an attachment on a judgment or decree shall be regarded as an execution within the meaning of the section; provided, that no judgment or decree shall be a lien upon real estate situated in another county from that wherein the said judgment or decree was obtained, or in the City of Baltimore, except from the date of the entry of the copy of the docket entries by the Clerk of the Court to which the said writ shall be returnable.

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

Approved April 5th, 1888.

ELIHU E. JACKSON,
Governor.
GEORGE M. UPSHUR,
Speaker of the House of Delegates.
GEORGE PETER,
President of the Senate.

We hereby certify, That the foregoing is a true copy of an Act of the General Assembly of Maryland, passed January Session, 1888.

CARLTON SHAFER,
Chief Clerk of the House of Delegates.
W. G. PURNELL,
Secretary of the Senate.

## CHAPTER 201.

AN ACT to provide for the conversion, extension and exchange in the form of currency indebtedness, at a lower rate of interest of sterling bonds, or evidences of sterling indebtedness of this State, issued under the Act of December Session, eighteen hundred and thirty-eight, chapter three hundred and eighty-six, which will become redeemable in London in the year eighteen hundred and eighty-nine, and for the redemption of such parts of said sterling bonds, or evidence of sterling indebtedness of this State, as may not be so extended and exchanged.

WHEREAS, Certain sterling bonds, or evidences of sterling indebtedness of this State, to the amount of nine hundred thousand two hundred and fifty pounds sterling, issued under the act of eighteen hundred and thirty-eight, chapter three hundred and eighty-six, will be redeemable in London in the year eighteen hundred and eighty-nine;

*And whereas*, It is desirable that said debt should be converted into, and exchanged for obligations of this State, redeemable in gold coin of the United States, at the rate of four dollars and eighty six cents, and six and a half-tenths of a cent, for each pound sterling, and that said debt so converted, and every part thereof should be redeemable at the office of the Treasurer of this State, in the City of Annapolis, or at such other place within this State, as such Treasurer shall designate, after the first day of July, in the year nineteen hundred and three; and that said converted debt, and every part thereof, should bear interest at a rate not exceeding three and sixty-five hundredths per centum per annum, payable on the first days of January and July, in each year; therefore,

Section 1. Be it enacted by the General Assembly of Maryland, That for the purposes of said conversion, extension, exchange and redemption of said sterling indebtedness of this State created under the provisions of the act of eighteen hundred and thirty-eight, chapter three hundred and eighty-six, amounting to nine hundred thousand, two hundred and fifty pounds sterling, a loan be, and the same is, hereby created, to be called "The Exchange Loan of Eighteen Hundred and Eighty-Nine," to the amount of four millions, three hundred and eighty-one thousand and sixty-six dollars and sixty-three cents, the same being the present value in gold coin of the United States, of the sterling indebtedness of this State, created under the act last mentioned, at the valuation of four dollars, eighty-six cents and six and a-half-tenths of a cent for each pound sterling, the same being the exchangeable value of a pound sterling, expressed in the money of account of the United States, as declared by the Secretary of the Treasury of the United States, on the first day of January, eighteen hundred and eighty-eight, and said loan, hereby created, in all its parts, shall bear interest at a rate to be fixed by the Governor, Comptroller of the Treasury, and the Treasurer of this State, or a majority of them, not exceeding three and sixty-five hundredths per centum per annum, payable in gold coin of the United States, on the first days of January and July, in each and every year; and it is hereby declared that said loan, and every part thereof, and the interest payable thereon, shall be and remain exempted from all State, county and municipal taxation, and that the principal amount of said loan shall be redeemable at the pleasure of the State of Maryland, after the first day of July, in the year nineteen hundred and three.

Sec. 2. And be it enacted, That the Governor, Comptroller of the Treasury, and the Treasurer of this State, or a majority of them, be and they are hereby authorized and directed to have prepared certificates of indebtedness of this State, in good and sufficient form, to the aggregate amount of four millions three hundred and eighty-one thousand and sixty-six dollars and sixty-three cents, as evidences of such loan; such certificates of indebtedness shall be dated on the first day of July, eighteen hundred and eighty-nine; no one of said certificates shall be issued for a less sum than one hundred dollars or some multiple thereof, except in cases when due execution of the provisions of this act may necessarily require the issue of a certificate or certificates of indebtedness, expressing in part a fraction or fractions of one hundred dollars; each of such certificates of indebtedness shall be signed by the Treasurer of the State and countersigned by the Comptroller of the Treasury thereof, and shall bear interest at a rate not exceeding three and sixty-five hundredths per centum per annum, payable semi-annually on the first day of January, and the first day of July of each year; such proportion of said certificates of indebtedness shall be registered, and such proportion shall have interest coupons attached thereto as the said Governor, Comptroller of the Treasury and Treasurer, or a majority of them may from time to time determine; each of said certificates of indebtedness shall be payable at the pleasure of the State of Maryland, after the first day of July, in the year nineteen hundred and three; each of such certificates of indebtedness, and the respective debts evidenced thereby, shall be exempted from all State, county and municipal taxation; and there shall be endorsed by the Treasurer of the State, upon each of said certificates of indebtedness, when the same is issued for exchange, or other disposition under the provisions of this act, the date of such issue, and the time from which interest begin to run thereon.

Sec. 3. And be it enacted, That in order to provide for the exchange of the certificates of indebtedness issued under the provisions of this act, for the sterling bonds, or evidences of sterling indebtedness, referred to in the preamble of this act, the Governor, Comptroller of the Treasury, and Treasurer of this State, or a majority of them, be and they are hereby directed to advertise twice a week, for six weeks, between the first day of January, eighteen hundred and eighty-nine, and the first day of April, eighteen hundred and eighty-nine, in two newspapers published in the City of London, and twice a week for three successive weeks, between the first day of March, eighteen hundred and eighty-nine, and the first day of May, eighteen hundred and eighty-nine, in two newspapers published in each of the Cities of Baltimore, Philadelphia and New York, that the Treasurer of this State will be in readiness, between the first day of May, eighteen hundred and eighty-nine, and the fifteenth day of June in said last mentioned year, to exchange, at such place or places as may be named in said respective advertisements, certificates of indebtedness issued under this act for sterling bonds or evidences of sterling indebtedness issued under the act of eighteen hundred and thirty-eight, chapter three hundred and eighty-six, upon the terms hereinafter in this section prescribed; and the Treasurer of this State is hereby authorized, and may be required, between the first day of May and the fifteenth day of June, in the year eighteen hundred and eighty-nine, by the holder of any of the sterling bonds or evidences of sterling indebtedness of this State, issued under the act of eighteen hundred and thirty-eight, chapter three hundred and eighty-six to exchange, before the fifteenth day of June, in the year eighteen hundred and eighty-nine, and as of the date of the first day of July, eighteen hundred and eighty-nine, any part or parts of the certificates of indebtedness of this State, issued under the provisions of this Act, at their face amount and value, for any part or parts of the sterling bonds or evidences of sterling indebtedness of this State, of the same aggregate amount and value, estimating each pound sterling at the value of four dollars, eighty-six cents and six and a-half-tenths of a cent; in making such exchanges all fractions of such aggregate exchangeable indebtedness of this State to any holder of such sterling bonds or evidences of sterling indebtedness, amounting to less than one hundred dollars, and all amounts or differences of interest, which may be required to be paid by the State in making any of the exchanges authorized by this act, shall be settled by the State or by the person liable to pay the same, in cash; and all such differences which may be payable to the State, shall be received by the said Treasurer, upon the warrant of the Comptroller, into the Treasury of this State.

Sec. 4. And be it enacted, That if any of the certificates of indebtedness issued under the provisions of this Act, remain unexchanged on the first day of July, in the year eighteen hundred and eighty-nine, for sterling bonds, or certificates of sterling indebtedness, issued under the act of eighteen hundred and thirty-eight, chapter three hundred and eighty-six, the Governor, Comptroller, and Treasurer of this State, or a majority of them, may at any time after said last mentioned day, give notice by advertisements published twice a week, for at least four weeks, in two newspapers published in each of the cities of Baltimore, Philadelphia and New York, before the day mentioned in said advertisements as the day for opening the proposals thereby called for, that they will receive sealed proposals for the purchase of so many of such certificates of indebtedness, issued under the provisions of this act, as may not have been exchanged, as provided for in this act, at prices not less than the par or face value of the said certificates of indebtedness, and the interest accruing thereon; on the opening of such proposals, so many of said certificates of indebtedness as have been so bid for, and the accruing interest thereon, shall be awarded by the said Governor, Comptroller of the Treasury, and Treasurer, or the majority of them, to the highest responsible bidder or bidders therefor, for cash, and when two or more bidders have made the same bid, and such bid is the highest, the certificate of indebtedness so bid for shall be awarded to such highest responsible bidders; and if the amounts so bid for, at the same highest responsible bid, are in excess of the whole amount of certificates of indebtedness so offered for sale, such certificates of indebtedness shall be awarded to such highest responsible bidders bidding the same price, in the proportion which the amount each has bid for bears to the whole amount of said certificates of indebtedness so offered for sale; if any of said certificates of indebtedness so offered for sale, are not bid for, they may be subsequently disposed of under the direction of the Governor, Comptroller of the Treasury and Treasurer, or a majority of them, at private sale, upon the best terms they can obtain for the same; provided, that they shall not be sold for less than par and accrued interest.

Sec. 5. And be it enacted, That any bidder making an accepted bid under the proposals provided for in this Act, for the sale of certificates of indebtedness, not exchanged for those sterling bonds or evidences of sterling indebtedness, which are referred to in the preamble of this Act as maturing in the year eighteen hundred and eighty-nine, shall have the privilege of paying for said certificates of indebtedness so purchased, or for any part thereof, in the unexchanged sterling bonds or evidences of sterling indebtedness, intended to be redeemed by the proceeds of such sale, estimating the value of such sterling bonds and evidences of sterling debt at the rate of four dollars and eighty-six cents and six and a-half tenths of a cent for each pound sterling, with a further credit, at the same valuation, for any accrued and unpaid sterling interest thereon.

Sec. 6. And be it enacted, That the actual cash proceeds of such sales of any such certificates of indebtedness shall be paid to the Treasurer of the State, upon the warrant of the Comptroller, and such proceeds shall be used exclusively for the redemption and payment of the sterling bonds or evidences of sterling indebtedness of this State, referred to in the preamble of this Act.

Sec. 7. And be it enacted, That the sum of twenty thousand dollars, or so much thereof as may be necessary, is hereby appropriated out of any money in the Treasury not otherwise appropriated, for the payment and settlement of all amounts or differences of interest required to be paid by the State in making any of the exchanges authorized by this Act, and not hereinbefore or otherwise provided for, and for the payment of the expenses of the engraving or printing, and other expenses connected with the issue of the Exchange Loan authorized by this Act, and for the payment of the advertising directed by this Act, and of all incidental expenses necessarily connected with the execution of the provisions of this Act; and the said sum of money hereby appropriated, shall be paid as required by the Treasurer of this State upon the warrant of the Comptroller of the Treasury, upon vouchers approved by the Comptroller of the Treasury.

Sec. 8. And be it enacted, That this Act shall take effect from and after the date of its passage.

Approved March 31st, 1888.

*ELIHU E. JACKSON, Governor.*
*GEORGE M. UPSHUR,*
*Speaker House Delegates.*
*GEORGE PETER,*
*President of Senate.*

We hereby certify that the foregoing is a true copy of an act of the General Assembly of Maryland, passed Jan. Session, 1888.

*CARLTON SHAFER,*
*Chief Clerk House of Delegates.*
*W. G. PURNELL,*
*Secretary of the Senate.*

## CHAPTER 507.

An act to repeal and re-enact with amendments, sections, five, eight, seventeen, twenty-eight and thirty of Article ten, of the Code of Public General Laws, title "Attachments," and to repeal and re-enact sections three, four and six, of the acts of eighteen hundred and sixty-four, chapter three hundred and six, entitled an act to add additional section to Article ten, of the Code of Public General Laws, title "Attachment," sub-title "Attachment on Original Process," and to repeal and re-enact sections forty-nine, fifty and fifty-one, of said Article ten, of the Code of Public General Laws, title "Attachment," as added by the act of eighteen hundred and seventy-six, chapter two hundred and eighty-five, entitled an act to add new sections to Article ten, of the Code of Public General Laws, title "Attachment," and to be sub-titled "Claimant of Property," and to repeal sections nine and twenty-nine, of said Article ten, of the Code of Public General Laws, and to repeal the act of eighteen hundred and sixty-one, chapter seventy-seven, entitled an act to add a new section to said Article ten, under the sub-title of "Attachments," in acting *ex contracta* for unliquidated damages, and for wrongs independent of contract.

Section 1. Be it enacted by the General Assembly of Maryland, That sections five, eight, seventeen, twenty-eight and thirty, of the Code of Public General Laws, title "Attachments," be and the same is hereby repealed and re-enacted with amendments, so as to read respectively, as follows:

5. The affidavit required by the preceding section may be made before any Justice of the Peace, or any Judge of Court of Law of this State, or before any Judge of a Court of Record of the United States, or of any State, District or Territory of the United States, or before a Commissioner appointed by the State to take acknowledgments of deeds, or before a Notary Public, or if out of the United States before a Consul or Vice-Consul of the United States, or the affidavit may be made before the Clerk of the Court from which the attachment shall issue.

8. Upon making the affidavit and producing the proof before the Clerk of the Court from which such attachment is to issue, or upon presenting to said Clerk the affidavit and proofs when said affidavit is not made before him, he shall issue an attachment against the lands, tenements, goods, chattels and credits of said debtor.

17. In all attachments the garnishee may appear in Court on the return day of such attachment, or within four days thereafter, and confess the amount of goods, chattels or credits in his hands, and if the plaintiff will not take judgment of condemnation for the amount so acknowledged, but shall claim a larger sum, than the garnishee shall be allowed the costs of the suit and reasonable counsel fees to be fixed by the Court, unless on a final decision the plaintiff shall recover a larger amount than the garnishee acknowledged as aforesaid, and in all cases whereupon a plea of *nulla bona* judgment shall be entered for the garnishee, the plaintiff, in addition to the taxed costs of suit, shall be adjudged to pay to the garnishee reasonable counsel fees to be fixed by the Court.

28. Attachment proceedings may be amended in the same manner, and to the same extent as any other suits or actions at law, so that the same may be tried on their real merits, and the purposes of justice subserved; nor shall any attachment proceedings be quashed or set aside for any defect in mere matter of form.

30. Any plaintiff having a judgment or decree in any Court of Law or Equity in this State, instead of any other execution, issue an attachment against the lands, tenements, goods, chattels and credits of the defendant, to the plaintiff's own hands, or in the hands of any other person, which attachment shall contain the clause of *scire facias* required in an attachment against a non-resident or absconding debtor, whenever such attachment shall be issued upon a decree of a Court of Equity, such Court shall have authority and jurisdiction to hear and determine any question that may arise upon such attachment, as fully as the same could be heard and determined by any Court of Law, subject to the right of appeal to the Court of Appeals as in other cases; but if any party to such attachment shall pray a jury trial at any time before such attachment case shall be determined by said Court of Equity, such attachment proceedings shall be transmitted to a Court of Law, to be tried as in cases of attachment on judgment.

Sec. 2. And be it enacted, That sections three, four and six, of the act of eighteen hundred and sixty-four, chapter three hundred and six, entitled an act to add additional sections to Article ten, of the Code of General Laws, title "Attachments," sub-title "Attachment on Original Process," be and the same are hereby repealed and re-enacted with amendments, so as to read respectively, as follows:

Sec. 3. The action shall be instituted either in the county where the defendant resides, or where the property proposed to be attached may be located or found, or where the proposed garnishee resides, but if the action be instituted in any county other than that wherein the defendant resides, there shall be issued a writ of summons against the defendant, directed to the Sheriff of the county wherein the defendant resides, returnable to the Court in which the action shall be brought.

Sec. 4. Every Clerk, before issuing an attachment under the preceding sections, shall take from the plaintiff, or some person on his behalf, bond to the State of Maryland, with security to be approved by said Clerk, in double the sum alleged to be due by the defendant or defendants, conditioned for satisfying all costs which may be awarded to such defendant or defendants, or to any other persons interested in the proceedings, and all damages which shall be recovered against the plaintiff, for wrongfully suing out such attachment, which bond shall be filed in the office of the Clerk issuing such attachment. The condition of said bond shall be substantially in the following form: The condition of this obligation is such, that whereas, the above bounden, ——, hath on the day of the date thereof, ordered an attachment out [naming the Court from which said attachment shall issue], at the suit of —— vs. ——, for the sum of ——; and the same being about to be sued out of said Court; returnable on the —— day of —— next, now, if the said —— shall prosecute his suit with effect, or in case of failure thereof, shall well and truly pay and satisfy the said ——, and any other persons interested in the proceedings, all such costs in said suit, and such damages as shall be awarded against ——, his heirs, executors or administrators, in any suit or suits which may hereafter be brought for wrongfully suing out said attachment, then the above obligation to be void, otherwise to be and remain in full force and effect; every attachment issued without a bond and affidavit taken as aforesaid, is hereby declared illegal and void, and shall be dismissed.

Sec. 6. In case the defendant, or any other person interested in the proceedings, is not satisfied with the sufficiency of the surety or surities, or any of them, or with the amount specified in the bond aforesaid, he may, at any time before judgment, apply to the Judge of the Court in which the said bond is filed, for an order requiring the plaintiff to give additional security, notice of which application shall be given to the plaintiff, not less than four days before the same is made, and the said Judge, if satisfied from evidence of the insufficiency of the said bond, may order or require the plaintiff to give an additional bond with security, to be approved of by the Court, in such sums and within such time as he may deem proper, and in case the plaintiff shall fail to comply with such order, the said writ of attachment shall be quashed, and the property attached, or its proceeds, if the same shall have been sold by order of the Court, shall be returned to the defendant, or be otherwise disposed of, as shall be ordered by the Court.

Sec. 3. And be it enacted, That sections forty-five, forty-six and forty-seven, of said Article ten, as added to said Article by the act of eighteen hundred and seventy-six, chapter two hundred and eighty-five, entitled an act to add new sections to Article ten, of the Code of Public General Laws, entitled "Attachments," and to be sub-titled "Claimants of Property," be and the same are hereby repealed and re-enacted with amendments so as to read respectively as follows:

(45.) Whenever an attachment shall be levied upon any personal property, goods or chattels which may be claimed by a person or corporation other than the defendant in such attachment, such person or corporation may file a petition under oath, with the Court before whom such attachment is returnable, setting forth clearly the origin and character of his or its claim to the property so levied upon; and thereupon it shall be the duty of the Clerk to docket a suit against both the plaintiff and defendant in such attachment, and issue a summons directed to said plaintiff and defendant, giving notice of such claim and returnable to the next succeeding rule day or term; if such claimant shall establish the validity of his claim to said property, he shall be awarded his costs and shall also be entitled to recover damages in such suit for the wrong and injury done him by reason of such seizure and detention of his property.

(46.) Upon the filing of a bond by or on behalf of such claimant in a penalty equal to double the value of the property, as ascertained by an appraisement thereof to be made by the Sheriff at the time of the levy, to be approved of by the Court, and conditioned for satisfying all costs and such damages not exceeding the real value of the property attached, as the plaintiff shall recover in case said claimant shall fail to establish his claim, the said property shall be discharged from the levy, and surrendered to the party in possession thereof when attached.

(47.) In case the plaintiff in such attachment is not satisfied with the sufficiency of the surety or sureties on the bond taken under the preceding section, he may, at any time before judgment, apply to the Judge of the Court in which the said bond is filed for an order requiring the petitioner to give additional security, notice of which application shall be given to the petitioner, not less than five days before the same is made; and the said Judge, if satisfied from evidence of the insufficiency of the bond, may order or require the petitioner to give an additional bond within such time as he shall deem proper; and in case of refusal to comply with such order, judgment may be entered against such petitioner to the amount of the real value of the property levied upon, upon which execution may issue as provided by law; and said plaintiff may have an execution against the defendant in the original attachment; provided, that but one satisfaction of the debt or demand shall be made, and it shall be in the discretion of the Court in all such cases to dispose of the matter of costs.

Sec. 4. And be it enacted, That sections nine and twenty-nine, of said Article ten, and the act of eighteen hundred and sixty-one, chapter seventy-seven, sub-titled an act to add a new section to said Article ten, under the sub-title of "Attachments," in acting *ex contracta* for unliquidated damages, and for wrongs independent of contracts, be and the same are hereby repealed.

Sec. 5. And be it further enacted, That a new section be added to said Article ten, to be sub-title "Attachments on Actions," *ex contractu* for unliquidated damages, and in actions for wrongs independent of contract, to read as follows: Attachments may also be issued against non-resident or absconding debtors, in cases arising *ex contractu* where the damages are unliquidated, and in actions for wrongs independent of contract; but in such cases no attachments shall issue until a declaration shall have been filed, setting out specially and in detail the breach of contract complained of, or the cost actually committed, verified by the affidavit of the plaintiff, or some one on his behalf, and until a bond shall be filed, similar in all respects to the bond required to be given in cases of attachments on original process for fraud as prescribed by section forty, of this Article; in cases arising under this section the practice and pleadings shall, in all other particulars, conform to the practice and proceedings against non-residents and absconding debtors, in actions *ex contractu* for liquidated damages.

Sec. 6. *And be it enacted*, That this act shall take effect from the date of its passage.

Approved April 5th, 1888.

ELIHU E. JACKSON,
Governor.
GEORGE M. UPSHUR,
Speaker of the House of Delegates.
GEORGE PETER,
President of the Senate.

We hereby certify, That the aforegoing is a correct copy of An Act of the General Assembly of Maryland passed January Session, 1888.

CARLTON SHAFER,
Chief Clerk of the House of Delegates.
W. G. PURNELL,
Secretary of the Senate.

## CHAPTER 415.

AN ACT to add additional sections to Article thirty, of the Code of Public General Laws, title "Crimes and Punishments," and to prevent fraudulent sales of any variety of new or novel seeds of agricultural products.

SECTION 1. Be it enacted by the General Assembly of Maryland, That it shall not be lawful for any person or persons, company or firm, or any agent of any person or persons, company or firm to sell or offer for sale or traffic in the State of Maryland, any variety of new or novel seed, such as wheat, oats, rye, corn, clover seed, grass seeds, or other agricultural products, or any variety of the same, claimed or represented to be new under false representations as to the products or quality or value of the same, without first filing with the Clerk of the Circuit Court for the county in which such sale or sales or traffic of such seeds or any of them, or other agricultural products is proposed to be made, a written statement of the kind of seed or agricultural product offered for sale or traffic, with a full description of the same, and the advantages claimed for the same over other seed or products of the same variety, to which written statement shall be attached the name and place of residence of the person or persons, company or firm offering for sale or traffic such seeds or products.

SEC. 2. And be it enacted, That any person or persons, company, firm or agent violating the provisions of the foregoing section shall be guilty of a misdemeanor, and upon conviction thereof before a Justice of the Peace on a warrant to be issued in the name of the State of Maryland shall be fined not less than fifty nor more than one hundred dollars, or imprisoned in the county jail for not less than three nor more than six months, or be both fined and imprisoned in the discretion of the Justice or the Court, if the accused demand a trial by jury before the Circuit Court.

SEC. 3. And be it enacted, That any person or persons, firm or company offering for barter, sale or traffic, any oats, wheat, rye, corn, clover seed or other agricultural product, representing them, or any of them, as possessing qualities or productiveness superior to the same varieties in general cultivation, and selling to same on credit, or in any way bartering or trafficing in the same, shall in each and every case state in the note or bill of exchange taken for the same, the kind or variety of the seed sold or bartered, with a succinct statement of the advantages or superior qualities claimed for such seed or products, and the terms on which the same is bartered or sold, and the note taken shall contain a general warranty as to the kind, quality and value of the article sold.

SEC. 4. And be it enacted, That any person who shall violate either of the provisions of the foregoing section shall be guilty of a misdemeanor, and upon conviction on indictment in the Court having jurisdiction of the offence, shall be fined not less than five hundred dollars nor more than one thousand dollars or imprisoned in the penitentiary for not less than one nor more than five years.

SEC. 5. And be it enacted, That any person or persons, firm, corporation, agent or agents making sale of any of the seed or products named in the foregoing sections of this Act by false or fraudulent representations as to its quality or productiveness, or shall sell or offer to sell the same by any artifice or device, whereby the purchaser may be deceived, shall be guilty of a misdemeanor, and upon conviction on indictment, shall be fined not less than one hundred dollars, nor more than five hundred dollars for each offence, or imprisoned in the Maryland House of Correction for not less than six months nor more than two years, or be both fined and imprisoned in the discretion of the Court.

Sec 6. And be it enacted, That this act shall take effect from the date of its passage.

Approved April 5th, 1888.

I hereby certify that the foregoing is a true copy of an act of the General Assembly of Maryland, passed January Session, 1888.

W. G. PURNELL,
*Secretary of the Senate.*
*CARLTON SHAFER,*
*Chief Clerk House of Delegates.*

## CHAPTER 198.

AN ACT to repeal section three, of chapter one hundred and seventy, of the Acts of the General Assembly of Maryland, passed at the January Session, eighteen hundred and eighty-four, entitled an Act to regulate the running of traction engines on the public roads of the State, and to re-enact the same with amendments.

SECTION 1. Be it enacted by the General Assembly of Maryland, That section three, of chapter one hundred and seventy, of the Acts of the General Assembly of Maryland, passed at the January Session, eighteen hundred and eighty-four, entitled an Act to regulate the running of traction engines on the public roads of the State, be and the same is hereby repealed and re-enacted so as to read as follows:

SEC. 3. And be it enacted, That one of the men accompanying such engine shall precede such engine at least three hundred yards, to warn persons riding or driving upon any public road of the approach of said engine, and shall assist such person or persons in the management of any horse or horses that may require his assistance to control the same.

SEC. 2. And be it enacted, That this Act shall take effect from the date of its passage.

Approved March 31st, 1888.

*ELIHU E. JACKSON, Governor.*
*GEORGE M. UPSHUR,*
*Speaker House of Delegates.*
*GEORGE PETER,*
*President of Senate.*

We hereby certify that the foregoing is a true copy of an act of the General Assembly of Maryland, passed at the January Session, 1888.

*CARLTON SHAFER,*
*Chief Clerk House of Delegates.*
W. G. PURNELL,
*Secretary of the Senate.*

## PUBLIC LOCAL LAW.

*Published by Authority.*

CHAPTER 516.

AN ACT giving the owner or owners of a stallion in Worcester, Anne Arundel, Caroline, Wicomico and St. Mary's counties, a lien upon the progeny of said stallion for one year from the date of foaling of said progeny.

Section 1. Be it enacted by the General Assembly of Maryland, That the owner or owners of any stallion may enter a contract with the owner or owners of any mare, pledging the progeny of such mare by such stallion for the amount of the service money of such stallion, such contract shall be in writing, signed by the respective parties thereto, and attested by at least one witness, and shall be recorded in the office of the Clerk of the county, wherein such mare is situate, among the records of Bills of Sale, within twenty days after its date; and from and after the date of the record thereof, and for the space of one year from the date of the foaling of such progeny, the owner or owners of said stallion shall have a lien upon said progeny for the amount of the service money aforessid, and if the said owner or owners of said mare, without the consent of the owner of said stallion first had and obtained in writing, shall remove such mare or foal out of the county where said contract is recorded, or shall secrete, destroy or sell the same, he or they shall be deemed guilty of a misdemeanor, and upon indictment therefor and conviction thereof shall be fined or imprisoned, or both, in the same manner as provided for offenders against the provisions of section 75 B, of article 30, of the Code of Public General Laws, as enacted by Chapter 202, of the acts of 1884, relating to the fraudulent removing, secreting, destroying or selling of mortgaged personal property by the mortgagor thereof; provided, however, that the provisions of this act shall be held only to apply to the counties of Worcester Wicomico, Caroline, Anne Arundel and St. Mary's.

Section 2. If said service money shall not be paid, the owner or owners of said stallion, upon applying to some Justice of the Peace of the State of Maryland in and for the county in which the owner of the said progeny resides, and swearing to the correctness of his of their claim, shall have issued a writ of fieri facias upon the said progeny, which writ shall be directed to some constable or other officer, who thereupon shall seize said progeny and sell the same under the provisions of the law of Maryland regulating sales under executions from Justices of the Peace.

Section 3. And be it enacted, That after the expenses attending such sale and the amount of the lien upon said progeny has been satisfied, the balance, if any, shall be paid to the original owner of such property sold.

Section 4. And be it enacted, That this act shall take effect from the date of its passage.

Approved:

ELIHU E. JACKSON,
Governor.
GEORGE M. UPSHUR,
Speaker House of Delegates.
GEORGE PETER,
President of the Senate.

I hereby certify that the foregoing is a true copy of an act of the General Assembly of Maryland, passed at the January session, 1888.

CARLTON SHAFER,
Chief Clerk House of Delegates.

## PUBLIC LOCAL LAW.

*Published by Authority.*

CHAPTER 158.

An act to empower the county commissioners of St. Mary's county to levy a sum of money for the building of a school house for white children in election district number five in St. Mary's county.

Section 1. Be it enacted by the General Assembly of Maryland, That the county commissioners of St. Mary's county be and they are hereby empowered and directed to levy for the building of a school house for white children in election district number five in St. Mary's county such a sum of money as in the opinion of the said commissioners may be sufficient for the purpose hereinbefore specified.

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

Approved March 23, 1888.

*ELIHU E. JACKSON, Governor.*
*GEORGE M. UPSHUR,*
*Speaker House of Delegates.*
*GEORGE PETER,*
*President of Senate.*

I hereby certify the foregoing to be a correct copy of an act of the General Assembly of Maryland, passed at the January Session, 1888.

W. G. PURNELL,
Secretary of Senate.

April 26—3w†

## PUBLIC LOCAL LAW.

*Published by Authority.*

CHAPTER 162.

An act to empower the county commissioners of St. Mary's county to levy a sum of money for the building of a school house for white children in Foster's Neck in St. Mary's county.

Section 1. Be it enacted by the General Assembly of Maryland, That the county commissioners of St. Mary's county be and they are hereby empowered and directed to levy for the building of a school house for white children in Foster's Neck, in St. Mary's county, such a sum of money as in the opinion of the said commissioners may be sufficient for the purpose hereinbefore specified.

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

Approved March 29, 1888.

ELIHU E. JACKSON, Governor.
GEORGE M. UPSHUR,
Speaker House of Delegates.
GEORGE PETER,
President of Senate.

I hereby certify that the foregoing to be a correct copy of an act of the General Assembly of Maryland, passed at the January Session, 1888.

W. G. PURNELL,
Secretary of Senate.

April 26—3w‡


1888. SPRING ARRANGEMENT. 1888.

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# PATUXENT RIVER ROUTE.

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THEODORE WEEMS

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Returning, will leave Benedict every Monday and Thursday at 5 30 A. M., Sotterly at 8 A. M., Millstone Landing at 10 A. M., Governor's Run at 12 M., Plum Point at 1 P. M. and Fair Haven at 2 30 P. M. for Baltimore.

Freight received at Pier 8, Tuesday, and Friday, until 6 P. M.

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Returning, will leave Bristol at 12 M. on Monday, and Millstone at 8 P. M., for Baltimore, calling at no wharves below Leitch's, except when signaled from wharves on the river for passengers and perishable freight.

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ATTORNEY-AT-LAW,
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ATTORNEY-AT-LAW,
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All business intrusted to him will receive prompt attention

Special attention paid to the Collection of Claims and the Sale and Conveyance of Real Estate

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JO. F. MORGAN,
Attorney and Counsellor at Law and Agent for Connecticut Mutual Life Insurance Company, Mutual Life of New York and Royal Fire Insurance of Liverpool,
LEONARDTOWN, Md.
April 1, 1880—tf.

**HENRY F. SPALDING,**
ATTORNEY-AT-LAW,
No. 25 Lexington St., Baltimore, Md.
Prompt attention given to all business intrusted to his care.
Jan 1'85—tf†

GEORGE BLAKISTONE,
Attorney-at-Law,
45 Lexington St., Baltimore, Md.
Will continue to practice in the Courts of St. Mary's and adjoining counties.
June 6, 1878.

D. S. BRISCOE,
Attorney and Counsellor-at-Law,
41 St. Paul's Street, Baltimore, Md
Jan. 16, 1873—tf.

R. C COMBS,
Attorney-at-Law,
Leonardtown, Md.
Aug. 12—tf.

**B. HARRIS CAMALIER,**
ATTORNEY AND COUNSELLOR AT LAW,
Leonardtown, Md

DANIEL R. MAGRUDER,
*Attorney-at-Law,*
(late of the Court of Appeals.)
Has associated himself with B. Harris Camalier for the trial of cases in the Circuit Court for St. Mary's county. Office and address Annapolis, Md.

**WALTER I. DAWKINS,**
ATTORNEY-AT-LAW,
No. 1 ST. PAUL ST., BALTIMORE, MD.
Will continue to practice in St. Mary's and adjoining counties. Nov 3—tf.

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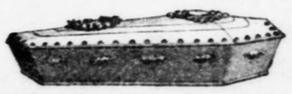

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