

CHAPTER 10.

AN ACT to amend and re-enact section twenty-seven of Article sixteen, of the Code of Public General Laws, entitled, "Chancery," sub-title "Divorce."

SECTION 1. Be it enacted by the General Assembly of Maryland, That section twenty-seven of Article sixteen of the Code of Public General Laws, title "Chancery," sub-title "Divorce," be and the same is hereby repealed, amended and re-enacted so as to read as follows:

27. No person shall be entitled to make application for a divorce, where the causes for divorce occurred out of this State, unless the party complainant or defendant shall have resided within this State for two years next preceding such application.

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

Approved March 10, 1886.

We hereby certify, that the foregoing is a correct copy of an Act of the General Assembly of Maryland, passed January Session, 1886.

W. G. PURNELL, Secretary of the Senate.

E. B. PRETTYMAN, Chief Clerk of the House of Delegates.

CHAPTER 11.

AN ACT to add a section to Article seventy-nine of the Code of Public General Laws, title "Releases and Receipts," to be designated section ten, providing for releases and receipts of women over the age of eighteen years.

SECTION 1. Be it enacted by the General Assembly of Maryland, That the following section to be designated section ten, be added to Article seventy-nine of the Code of Public General Laws, title Releases and Receipts.

SECTION 10. The Release or Receipt of a woman over the age of eighteen years, to any person or persons, body corporate or body politic for any money paid, property delivered or obligation satisfied, shall be a good and valid discharge of such person or persons, body corporate or body politic in the same manner and to the same extent as releases or receipts of the same character are now by law good and valid when executed and delivered by persons of the full age of twenty-one years.

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

Approved March 10, 1886.

We hereby certify, that the foregoing is a correct copy of an Act of the General Assembly of Maryland, passed January Session, 1886.

W. G. PURNELL, Secretary of the Senate.

E. B. PRETTYMAN, Chief Clerk of the House of Delegates.

CHAPTER 17.

AN ACT to legalize the commitment of destitute and suffering children to reformatories and other institutions.

SECTION 1. Be it enacted by the General Assembly of Maryland, That any minor, having no parent or guardian and being destitute of means of support, or suffering through the neglect, bad habits or vicious conduct of its parent, guardian or other custodian may be arrested and brought before any Judge of a Court of Record or Justice of the Peace, and committed by said Judge or Justice of the Peace to any charitable, reformatory or other institution for the care and custody of minors, incorporated under the laws of this State, subject to the discipline, regulations and powers of such institutions.

SECTION 2. And be it enacted That upon the return of any writ of habeas corpus issuing for the production of any child so committed, the Court or Judge before whom the habeas corpus proceeding is tried, may review the facts upon which the commitment was made and hear new evidence, and remand, release or commit such minor.

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

Approved March 18, 1886.

We hereby certify, that the foregoing is a correct copy of an Act of the General Assembly of Maryland, passed January Session, 1886.

W. G. PURNELL, Secretary of the Senate.

E. B. PRETTYMAN, Chief Clerk of the House of Delegates.

CHAPTER 65.

AN ACT to repeal chapter forty-five of the Acts of eighteen hundred and seventy-four, entitled an Act to repeal section thirty-six of Article ten of the Public General Laws of this State, entitled "Attachments," and to re-enact the same with amendments.

SECTION 1. Be it enacted by the General Assembly of Maryland, That chapter forty-five of the Acts of eighteen hundred and seventy-four, entitled an Act to repeal section thirty-six of Article ten of the Public General Laws of this State, entitled "Attachments," be and the same is hereby repealed and re-enacted so as to read as follows:

SECTION 36. No attachments of the wages or hire of any laborer or employee in the hands of the employer whether private individuals or bodies corporate shall affect any salary or wages of the debtor which are not actually due at the date of the attachment; and the sum of one hundred dollars of such wages or hire due to any laborer or employee by any employer or corporation shall always be exempt from attachment by any process whatever.

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

Approved March 18, 1886.

We hereby certify, that the foregoing is a correct copy of an Act of the General Assembly of Maryland, passed January Session, 1886.

W. G. PURNELL, Secretary of the Senate.

E. B. PRETTYMAN, Chief Clerk of the House of Delegates.

CHAPTER 80.

AN ACT supplemental to and to amend an Act, passed March thirty-first, eighteen hundred and eighty-four, chapter one hundred and fifty-seven, entitled an Act to prevent the spread of infectious or contagious diseases among the live-stock of this State.

SECTION 1. And be it enacted by the General Assembly of Maryland, That a commission is hereby established which shall be known under the name and style of the State Live-Stock Sanitary Board, to consist of three commissioners who are practically engaged in the breeding of live-stock, who shall be appointed by the Governor, by and with the advice and consent of the Senate, immediately on the approval of this Act, and biennially thereafter at such time as executive appointments are required by law to be made, and who shall hold their offices until their successors are duly appointed and qualified.

SECTION 2. And be it enacted, That it shall be the duty of said Board as far as possible to protect the health of the domestic animals of the State from all exotic, contagious or infectious diseases, and glands in horses, and for this purpose it is authorized and empowered to establish, maintain and enforce such quarantine, sanitary or other regulations as it may deem necessary, and shall maintain an office in the City of Baltimore, and be clothed with all the powers and duties imposed on the Governor by the said Act of eighteen hundred and eighty-four, chapter one hundred and fifty-seven, except the power to appoint a Chief Veterinary Inspector, it shall institute and prosecute diligent inquiries in the several counties, and ascertain as far as possible the exact condition of the health of the live-stock in said counties, and to seek to have such counties as shall be found to be free from contagious or infectious diseases exempted from existing or future quarantine regulations of other States or Territories, and the Local Boards of Health in the several counties shall investigate all reported cases of contagious or infectious diseases of live-stock in their respective counties, and if found to be contagious or infectious, shall report the same at once to the said State Live-Stock Sanitary Board.

SECTION 3. And be it enacted, That each member of said board shall be paid the sum of five dollars per day, and necessary expenses for time actually spent in the discharge of his duties.

SECTION 4. And be it enacted, That the sum of three thousand dollars per year be and the same is hereby appropriated, or so much thereof as may be necessary, to meet the necessary expenses of said board, including rent, printing, &c.

SECTION 5. And be it enacted, That it shall be the duty of all persons practicing veterinary medicine in this State to report immediately to said board all cases of infectious or contagious disease among live-stock, which may come to their knowledge, and a failure so to do for forty-eight hours after he or they shall come into such knowledge, shall be deemed a misdemeanor, and on conviction thereof, shall be fined a sum not exceeding fifty dollars for each offence.

SECTION 6. And be it enacted, That it shall be unlawful for any person to inoculate any animal in this State with the virus of any infectious or contagious disease incident to animals without the consent of said Live-Stock Sanitary Board, and that any person convicted of this offence, shall be fined a sum not less than one hundred nor more than five hundred dollars in the discretion of the Court.

SECTION 7. And be it enacted, That for the performance of the duties imposed on them by the Act of which this is supplemental, all constables, sheriffs or deputy sheriffs or other State officers, shall be paid as for the performance of similar duties under existing laws.

SECTION 8. And be it enacted, That it shall be the duty of all State Attorneys to prosecute all persons accused of violating this Act or the Act to which this is a supplement.

SECTION 9. And be it enacted, That all rules and regulations formulated and issued by said board in pursuance of the powers hereby conferred on them shall have the force of law, and all violations thereof shall be punished as provided in the original Act of eighteen hundred and eighty-four, chapter one hundred and fifty-seven, and all appraisements of animals to be slaughtered, or of buildings to be destroyed, shall be approved by said board before such animals are slaughtered or such buildings destroyed, and said board shall have the discretion to have such appraised animals destroyed or quarantined.

SECTION 10. And be it enacted, That so much of section eight, of the Act of eighteen hundred and eighty-four, chapter one hundred and fifty-seven, as limits the amount to be used in any two years for the payment of animals slaughtered, be and the same is hereby repealed, and that all Acts or parts of Acts inconsistent with this Act, be and the same are hereby repealed.

SECTION 11. And be it enacted, That this Act shall take effect from the date of its passage.

Approved April 1, 1886.

We hereby certify, that the foregoing is a correct copy of an Act of the General Assembly of Maryland, passed January Session, 1886.

E. B. PRETTYMAN, Chief Clerk of the House of Delegates.

W. G. PURNELL, Secretary of the Senate.

CHAPTER 101.

AN ACT to repeal sections eleven, twelve and fourteen of chapter thirty-six of the Acts of eighteen hundred and seventy-two, entitled "An Act to add a new Article to the Code of Public General Laws, regulating the inspection of tobacco, and to repeal section twenty of said Act, as the same was amended by chapter two hundred and twenty-eight of the Acts of eighteen hundred and seventy-two, entitled an Act to repeal and re-enact section twenty of an Act passed at the present Session of the General Assembly of Maryland,

entitled, "an Act to regulate the inspection of Tobacco," and to re-enact the same with amendments, and to add certain new sections to said Article.

SECTION 1. Be it enacted by the General Assembly of Maryland, That sections eleven, twelve and fourteen of chapter thirty-six of the Acts of eighteen hundred and seventy-two, entitled, "an Act to add a new Article to the Code of Public General Laws, regulating the inspection of Tobacco," and that section twenty of said Act, as the same was amended by chapter two hundred and twenty-eight of the Acts of eighteen hundred and seventy-two, entitled, "an Act to repeal and re-enact section twenty of an Act passed at the present Session of the General Assembly of Maryland, entitled, "an Act to regulate the inspection of Tobacco," be and the same are hereby repealed and re-enacted so as to read as follows:

SECTION 2. Every Inspector shall have unceasing and break every hoghead of tobacco that may be delivered for inspection in not less than five different places for Maryland and Ohio, and not less than three different places for Kentucky and Virginia, and in as many more places as may be necessary to fully determine the contents of said hoghead; and if the Inspector shall be of the opinion that such tobacco is sound, clean and in good order, then he shall select from each break as many bundles as will correctly represent the different qualities of tobacco contained in the break, and the bundles so selected, shall be considered the sample of the hoghead; he shall also have the hoghead, properly marked with its number, the year of inspection, and the names legibly written of the owner on each head and on the bilge, and shall have the tare and net weight marked with iron on the bilge.

SECTION 12. If any Inspector shall upon examination of any hoghead of tobacco have reason to suspect that the same is trash or false packed, he shall cause the same to be shaken out and repacked, and shall charge for so doing the sum of two dollars per hoghead, the same to be paid by the owner or his agent; and if any Inspector shall find that the package, cask or hoghead containing said tobacco is constructed of green or unseasoned timber, it shall be his duty to uncase said tobacco, and furnish a new and dry package, cask or hoghead for the same at the cost and expense of the owner of said tobacco or his agent, said cost and expense not to exceed, however, the sum of one dollar for each package, cask or hoghead so furnished.

SECTION 14. Any person or persons who shall pull out or break off any leaf or leaves or otherwise intermeddle or tamper with any sample of tobacco after it shall have passed from the custody or control of the Inspector, shall upon conviction thereof in the Criminal Court of Baltimore city, be fined not less than one hundred dollars for each offence, and no person or persons whatsoever, except the Inspector and Tying Clerk, shall be permitted to handle any bundles of tobacco drawn for the purpose of a sample, until after the same shall have been properly tied up and sealed by the Tying Clerk; and any unauthorized person or persons handling said tobacco in violation of the provisions of this section, shall forfeit and pay a fine of twenty dollars for each offence, to be recovered before any Police Justice of said City of Baltimore as other fines are now recovered.

SECTION 20. The several Inspectors of tobacco, shall charge for reconditioning and repacking all stayed tobacco the following prices: for one or two breaks, one dollar; full stay, two dollars; to be paid by the owner or his agent; for re-inspection of Maryland and Ohio tobacco, one dollar for each hoghead re-inspected; for re-inspection of all other kinds, two dollars for each hoghead re-inspected; and for redrawing hogheads of Maryland and Ohio tobacco fifty cents, and for redrawing all other kinds one dollar for each hoghead redrawn, to be paid by the owner or his agent; the charge of outage shall be two dollars for every hoghead not exceeding eleven hundred pounds, and twelve and a half cents additional for every hundred pounds over eleven hundred pounds, to be paid by the shipper of the tobacco or his agent.

SEC. 2. And be it further enacted, &c., That the following sections to be known and designated as sections eleven A, eleven B, eleven C, thirty A, and thirty B, be and they are hereby added to said Article.

SECTION 11 A. Whenever any dispute, shall arise concerning the correctness of any sample furnished by an Inspector of tobacco, under the seal of the State, said controversy shall be referred to a committee of arbitration, consisting of three persons to be selected as follows: one thereof shall be selected by the Inspector of the warehouse in which the disputed inspection shall have been made, one thereof shall be selected by the claimant or claimants or his or their agents, and the two thus selected, shall select the remaining member of said committee; provided however, that no person shall be so selected, or if selected, shall be competent to serve as a member of any committee of arbitration, who shall have a direct or indirect interest in the tobacco in controversy.

SECTION 11 B. The said committee of arbitration, when duly constituted and appointed, shall fully examine and investigate all the facts concerning the subject in controversy before them, and to that end they shall have power to send for persons and papers, to compel the attendance of witnesses, to administer oaths, and to examine witnesses on oath, they shall determine all questions which may be submitted to them by a majority vote, and shall assess whatever damages if any, they may adjudge due by reason of any false or erroneous inspection and from their finding or award there shall be no appeal. All damages shall be assessed upon the basis of the market value of the particular grade of tobacco on the date of the reclamation; and no claims on tobacco shipped to any point in the United States, shall be considered or allowed after

the expiration of six months from the date of its inspection, nor after the expiration of nine months from the date of its inspection, if shipped to any foreign country; nor shall any claim be allowed upon tobacco which shall have changed by fermentation.

SECTION 16. The Inspector of the Warehouse in which the tobacco was originally inspected, shall pay the amount of any award made in writing and under seal by any committee of arbitration, duly constituted as herein before provided, to the party or parties thereto entitled within thirty days after the date thereof, and shall take the receipt of the claimant, or his agent, for the same, which said receipt together with said award, signed and sealed by said committee of arbitration, or a majority of them, shall be returned by said Inspector to the Comptroller of the Treasury in said Inspector's next thereafter ensuing report, and shall be a voucher for money expended.

SECTION 30 A. The name of the owner or owners of every hoghead of tobacco delivered for inspection at any State Warehouse in the City of Baltimore, shall be legibly marked or stenciled thereon, and it shall be the duty of the Inspector to retain for inspection every hoghead of tobacco not so marked or stenciled until the name of the owner or owners thereof, shall have been ascertained and placed thereon.

SECTION 30 B. It shall be the duty of the several Inspectors of Tobacco to carefully return all bundles of tobacco other than samples which may be drawn in sampling, and all bundles which may be displaced in uncaseing tobacco, to the hoghead from which the same were drawn or displaced; and any Inspector of tobacco who shall knowingly violate the provisions of this section, shall be deemed guilty of misconduct in office, and shall be liable to removal therefrom.

SECTION 3. Be it enacted, &c., That all Acts or parts of Acts inconsistent with the provisions of this Act, be and they are hereby repealed.

SECTION 4. Be it enacted, &c., That this Act shall take effect from the date of its passage.

Approved March 24, 1886.

We hereby certify, that the foregoing is a correct copy of an Act of the General Assembly of Maryland, passed January Session, 1886.

E. B. PRETTYMAN, Chief Clerk of the House of Delegates.

W. G. PURNELL, Secretary of the Senate.

CHAPTER 317.

AN ACT to add an additional section to Article seventy-five of the Code of Public General Laws, entitled "Pleadings, Practice and Process," to be numbered section one hundred and thirty-two.

SECTION 1. Be it enacted by the General Assembly of Maryland, That the following be and the same is hereby added to Article seventy-five of the Code of Public General Laws, entitled "Pleadings, Practice and Process," as an additional section, to be numbered one hundred and thirty-two, viz:

132. It shall be lawful for the court in any action at law or cause in equity, or in any judicial proceeding upon the application of any party thereto, and on such terms as to it may seem just, to make any order for the detention, preservation or inspection of any property being the subject of such action, cause or proceeding, and for all or any of the purposes aforesaid, to authorize any person or persons to enter upon or into any land or building in the possession of any party to such action, cause or proceeding, and for all or any of the purposes aforesaid, to authorize any samples to be taken, or any observations to be made, or experiment to be tried, which may seem necessary or expedient for the purpose of obtaining full information or evidence.

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

Approved April 7, 1886.

We hereby certify, that the foregoing is a correct copy of an Act of the General Assembly of Maryland, passed January Session, 1886.

E. B. PRETTYMAN, Chief Clerk of the House of Delegates.

W. G. PURNELL, Secretary of the Senate.

CHAPTER 498.

AN ACT to repeal section two hundred and fifty, of Article ninety-three, of the Code of Public General Laws, title "Testamentary Law," sub-title "Orphans' Court," and to re-enact the same with amendments.

SECTION 1. Be it enacted by the General Assembly of Maryland, That section two hundred and fifty, of Article ninety-three, of the Code of Public General Laws, title "Testamentary Law," sub-title "Orphans' Court," be and the same is hereby repealed and re-enacted so as to read as follows:

SEC. 250. On such plenary proceeding if the deposition shall be taken in writing and recorded, and if either party require it, the Court shall direct an issue or issues to be made up and sent to any Court of Law convenient for trying the same, and the issue shall be tried in the said Court of Law as convenient, without any continuance longer than may be necessary to procure the attendance of witness, and the power of the Court of Law respecting the trial of issues, and the Orphans' Court shall give judgment or decree upon the bill and answer and depositions, or the finding of the jury, and may in all cases of contest award costs in their discretion, and compel payment by attachment and fine, or by attachment and sequestration, or by *ieri factus*.

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

Approved April 7, 1886.

We hereby certify, that the foregoing is a correct copy of an Act of the General Assembly of Maryland, passed January Session, 1886.

E. B. PRETTYMAN, Chief Clerk of the House of Delegates.

W. G. PURNELL, Secretary of the Senate.

CHAPTER 321.

AN ACT to add three additional sections to Article sixteen of the Code of Public General Laws, title "Chancery," to follow section one hundred and eighteen of said Article, and be numbered consecutively 118 A, 118 B and 118 C.

SECTION 1. Be it enacted by the General Assembly of Maryland, That the following three sections be and the same are hereby added to Article sixteen of the Code of Public General Laws, to follow section one hundred and eighteen of said Article, and be numbered consecutively 118 A, 118 B and 118 C.

118 A. All orders may be enforced by such process as may be had upon a judgment or decree to the like effect as the payment of costs adjudged to any party or to any officer of any court may be enforced in like manner without special or further order for their payment.

118 B. Upon decrees, orders and for costs adjudged, a party shall have the right to order as many writs of different kinds for the enforcement of the same, and to one or as many counties as he shall see fit, but when issued to a county other than that in which the case shall be, the writ shall be sent by the clerk with a short copy of the decree or order, and docket entries and a statement of the costs to the clerk of the court of the county to which issued, (in Baltimore city the Superior Court,) and there docketed, and shall be a lien on lands only from the time it is so docketed, and may be there from time to time renewed as now in common law cases by the issue of the like or other writs, but the court in which such case shall originally be, may order that the party directing vexatiously or unnecessarily any writ hereunder, shall pay the costs of the same.

118 C. An order or decree for the delivery of chattels may be enforced by the same writs and all of them as are used in the action of replevin at common law as well as those which would have been heretofore used for its enforcement in the Equity Court of this State.

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

Approved April 7, 1886.

We hereby certify, that the foregoing is a correct copy of an Act of the General Assembly of Maryland, passed January Session, 1886.

E. B. PRETTYMAN, Chief Clerk of the House of Delegates.

W. G. PURNELL, Secretary of the Senate.

CHAPTER 154.

AN ACT to amend Article fifty-three, of the Code of Public General Laws of this State, title "Landlord and Tenant," by adding thereto an additional section, creating under certain circumstances a conclusive presumption of the renewal of any lease or sub-lease containing a covenant for perpetual renewal.

SECTION 1. Be it enacted by the General Assembly of Maryland, That Article fifty-three, of the Code of Public General Laws of this State, title "Landlord and Tenant," be and the same is hereby amended by adding thereto the following additional section:

SECTION —. Whenever the lease or leases named in any lease or sub-lease containing a covenant for perpetual renewal, or any person or persons claiming under such lessee, shall have retained uninterrupted possession of the demised premises or any part thereof for twelve months after the expiration of such lease or sub-lease hereafter expiring, or for twelve months after this Act takes effect, where any such lease or sub-lease has heretofore expired, it shall be conclusively presumed in reference to the whole or any part or parts of said demised premises whereof possession shall have been retained as aforesaid, and in favor of said lessee, lessees, or of the person or persons claiming under such lessee or lessees, that a new lease or sub-lease of the whole of said demised premises was executed prior to the expiration of said lease or sub-lease by the lessor or lessors therein named, or by the person or persons rightfully claiming under such lessor or lessors to the said lessee or lessees, or to the person or persons rightfully claiming under such lessee or lessees for such additional term under such rent and upon such covenants, conditions and stipulations as were provided in said lease or sub-lease.

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

Approved April 1, 1886.

We hereby certify, that the foregoing is a correct copy of an Act of the General Assembly of Maryland, passed January Session, 1886.

E. B. PRETTYMAN, Chief Clerk of the House of Delegates.

W. G. PURNELL, Secretary of the Senate.

CHAPTER 164.

AN ACT to repeal section two hundred and fifty-two, of Article ninety-three, of the Code of Public General Laws, title "Testamentary Law," and to re-enact the same with amendments.

SECTION 1. Be it enacted by the General Assembly of Maryland, That section two hundred and fifty-two, of Article ninety-three, of the Code of Public General Laws, title "Testamentary Law," be and the same is hereby repealed and re-enacted with amendments so as to read as follows:

SECTION 252. The Orphan's Court shall not under pretext or incidental power or constructive authority, exercise any jurisdiction not expressly conferred by law, but every judgment, decree, decision or order of the said Court may be enforced by attachment and sequestration as aforesaid, and if the said judgment, decree, decision or order be for the payment of money, the property sequestered may at the discretion of the Court be applied to the purpose for which such judgment, decree, decision or order was given, and if the judgment, decree, decision or order shall be for the payment of costs, and the party or parties against whom the said judgment, decree, de-

cision or order for the payment of costs shall be rendered, shall be entitled to a distributive share of the estate in which the suit is involved, the Court may order said costs to be paid out of said distributive share.

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

Approved April 1, 1886.

We hereby certify, that the foregoing is a correct copy of an Act of the General Assembly of Maryland, passed January Session, 1886.

E. B. PRETTYMAN, Chief Clerk of the House of Delegates.

W. G. PURNELL, Secretary of the Senate.

CHAPTER 165.

AN ACT to repeal section ten, of Article thirty-seven, of the Code of Public General Laws, entitled "Evidence," sub-title "Attendance and pay of Witnesses," and to re-enact the said section with amendments.

SECTION 1. Be it enacted by the General Assembly of Maryland, That section ten, of Article thirty-seven, of the Code of Public General Laws, entitled "Evidence," sub-title "Attendance and pay of Witnesses," be and is hereby, repealed and re-enacted with amendments so as to read as follows, viz:

10. There shall be allowed to each witness attending the Circuit Court or Orphans' Courts of this State the sum of one dollar for each day such witness shall attend for the discharge of his duty, besides itinerant charges to be allowed to witnesses coming from other counties; provided, that every such witness shall obtain from the Clerk of the Court wherein he attended, or from the Register of Wills if such attendance was before an Orphan's Court a certificate or order showing the amount due him for such attendance, and by whom same is payable, within thirty days after such attendance shall have been rendered, and the failure to apply for such certificate or order within said time, shall be a waiver by the witness of all claim to compensation for such attendance.

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

Approved April 1, 1886.

We hereby certify, that the foregoing is a correct copy of an Act of the General Assembly of Maryland, passed January Session, 1886.

E. B. PRETTYMAN, Chief Clerk of the House of Delegates.

W. G. PURNELL, Secretary of the Senate.

CHAPTER 169.

AN ACT to repeal and re-enact with amendments an additional section to Article five of the Code of "Public General Laws," title appeals, enacted by chapter three hundred and sixteen of the Acts of eighteen hundred and seventy-two, entitled an Act to add an additional section to Article five of the Code of "Public General Laws," title appeals, enacted by chapter three hundred and sixteen of the Acts of eighteen hundred and eighty-four, entitled an Act to repeal section two of chapter three hundred and sixteen of the Acts of eighteen hundred and seventy-two, entitled an Act to add an additional section to Article five of the Code of "Public General Laws," title "Appeals," and to re-enact the same with amendments.

SECTION 1. Be it enacted by the General Assembly of Maryland, That an additional section to Article five of the Code of "Public General Laws," title "Appeals," as enacted by chapter three hundred and sixteen, passed at the January Session eighteen hundred and eighty-four, entitled an Act to repeal section two of chapter three hundred and sixteen of the Acts of eighteen hundred and seventy-two, entitled an Act to add an additional section to Article five of the Code of "Public General Laws," title "Appeals," and to re-enact the same with amendments.

SECTION 2. In all trials upon indictment or presentment in any court of this State, having criminal jurisdiction, it shall be lawful for any party accused, or the State's Attorney in ruling of the State to except to any ruling or determination of the court, and to tender to the court a bill of exceptions, which shall be signed and sealed by the court, as is now practiced in civil cases, and the party tendering such bill of exceptions may appeal from such ruling or determination to the Court of Appeals; provided, that the Counsel for the accused shall make oath, that such appeal is not taken for delay; and such appeal shall be heard by the Court of Appeals at the earliest convenient day after the same shall be transmitted to said court, and after such appeal shall be entered, no judgment shall be rendered against the accused in case he shall be found guilty, until the Court of Appeals shall have determined upon the exceptions; and the accused, if convicted, shall not be entitled to remain on bail until the case is remanded from the Court of Appeals, except in cases in which the punishment is fine or confinement in jail, or confinement in jail or penitentiary in the discretion of the court.

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

Approved April 1, 1886.

We hereby certify, that the foregoing is a correct copy of an Act of the General Assembly of Maryland, passed January Session, 1886.

E. B. PRETTYMAN, Chief Clerk of the House of Delegates.

W. G. PURNELL, Secretary of the Senate.