

1793

C H A P. LIX. Commissioners appointed, &c.

II. Be it therefore enacted, by the General Assembly of Maryland, That John Eager Howard, John O'Donnell, William Smith, Harry Dorsey Gough, Samuel Owings, of Samuel, Charles Ridgely, of William, Daniel Bowley and Andrew Robinson, or a majority of them, be and they are hereby appointed commissioners, with full power and authority in them vested, to purchase, in fee-simple, or for a term of years, a quantity of land, not exceeding ten acres, in or near to Baltimore-town, and the same land to lay out into small and convenient lots, with proper enclosures and stalls, for the reception of cattle, and to hold a market thereon, as hereafter provided; which said land, when obtained, shall be held by the commissioners aforesaid, and their successors, in trust, for the purposes in this act contained.

Market-day to be held, &c.

III. And be it enacted, That from and after the first day of May next, one day in every week, to wit, Thursday, shall be held as a market-day at the said market-space, and the commissioners aforesaid may moreover establish as market-days two or more days in each year, for holding a general market in the said market-space, and all horses, sheep, hogs, and live cattle of every kind, that may be brought to the said town, and that may be for sale on any of the said market-days, shall be carried to the said market-space to be sold.

Penalty on buying within three miles, &c.

IV. And be it enacted, That no person shall buy or sell, or cause to be bought or sold, from or to any person or persons within three miles of the said town of Baltimore, any horse, live cattle of any kind, sheep or hogs, driving to market upon market-days, at any place whatsoever but at or in the said market-space, under the penalty of eight dollars for every such offence, to be recovered from such purchaser or seller severally, for the use and in the name of the informer, before a single magistrate, as small debts are by law directed to be recovered.

How vacancies are to be filled.

V. And be it enacted, That on the death, removal from Baltimore county, or resignation of any of the said commissioners, the major part of the remaining commissioners shall appoint another to serve in the stead of such commissioner so dying, removing or resigning.

A clerk to be appointed, &c.

VI. And be it enacted, That the said commissioners, or a major part of them, shall have full power to appoint a clerk of the said market, and from time to time to make rules, ordinances and by-laws, for the ordering and governing the said market, so that the same contain nothing contradictory to what is herein contained, or to the laws of this state.

Compensation to be received for stalls, &c.

VII. And be it enacted, That the said commissioners, or a major part of them, shall be and they are hereby empowered to demand and receive a reasonable compensation for the said stalls and apartments, which shall be applied to defray the expences arising from regulating the said market in the first place, and the surplus may, from time to time, be appropriated for premiums, under the discretion of the commissioners, or a major part of them, for the encouragement of such persons as shall raise or bring to market the fattest and best cattle, and other stock.

Duration.

VIII. This act to continue for seven years, and to the end of the next session of assembly which shall happen thereafter.

C H A P. LX.

Passed December 28.

An ACT for the recovery of certain americiaments, and also upon defaults on execution in criminal proceedings.

Sheriff, &c. being called on, &c. and failing, judgment to be entered, &c.

BE it enacted, by the General Assembly of Maryland, That in case any sheriff or coroner shall be called upon by the justices of any court to bring before them any person or persons before arrested by such sheriff or coroner, according to his return of or upon any writ, being either mesne process or of execution, in any criminal proceeding, or upon any recognizance, and shall fail, neglect or omit, to bring into court such person or persons, and therefore shall be amerced by the justices aforesaid, or have his default entered, then and in either such