LAWS

MADE AND PASSED

BY THE 1840-41

GENERAL ASSEMBLY

OF THE

STATE OF MARYLAND,

AT A SESSION BEGUN AND HELD AT ANNAPOLIS, ON MONDAY, THE 28TH DAY OF DECEMBER, 1840, AND ENDED ON WEDNESDAY, THE 10TH DAY OF MARCH, 1841.

PUBLISHED BY AUTHORITY.

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1841.

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boats, vessels, property, estate or funds of any other company, corporation or individual of this State.

Banking forbid

SEC. 11. *And be it enacted*, That said corporation is hereby prohibited from issuing any note, certificate, device or evidence of debt to be used as currency; and that the right is hereby expressly reserved to the General Assembly of Maryland, to repeal this act at its pleasure.

Right to repeal

In force

SEC. 12. *And be it enacted*, That this act shall endure for thirty years from the date of its passage, if not sooner repealed by the General Assembly.

CHAPTER 168.

An act to authorise the drawing of a Lottery, to introduce a supply of wholesome Water in the Town of Port Tobacco, in Charles County.

Passed Feb. 27, 1841.

Commissioners appointed

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That John Ferguson, John Barnes, Gustavus Brown, John R. Ferguson, William B. Stone, Elijah W. Day, Francis R. Willis, Lynn Shackelford and William M. Hodges, of Charles county, be and they are hereby appointed commissioners, with full power and authority, by a scheme of lottery, and the sales thereof, or of the tickets therein, to raise the sum of five thousand dollars, over and above all expenses and charges whatsoever; *provided however*, that the said lottery shall be drawn under the direction of the lottery commissioners, in pursuance of the act of eighteen hundred and thirty-five, chapter two hundred and five.

To raise by lottery $5000

Proviso

Scheme to be approved

SEC. 2. *And be it enacted*, That the scheme aforesaid shall be approved by the commissioners of lotteries, or any one of them, before the same, or any tickets, shall be deemed to be authorised to be sold; and that before the said commissioners may sell as aforesaid, they shall enter into bond, with sureties to be approved, and in a penalty to be fixed by said commissioners of lotteries, or any one of them, conditioned for the faithful performance of their duty as commissioners, and for the due application, for the purposes of this act, of all monies coming into their hands; which bond shall be made to the State of Maryland, and be filed in the clerk's office of Charles county court, and may, on a certified copy thereof as evidence, be sued as other public bonds may, by any person or persons, or body politic interested in the condition thereof.

Commissioners to bond

May sue bond

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CHAP. 168.

To sell scheme

SEC. 3. *And be it enacted*, That the said commissioners appointed by this act, may sell for such sums of money as they may deem proper, the scheme aforesaid; and the purchasers thereof, and their assigns, shall have and enjoy all the rights and privileges in the disposal of the tickets in said scheme, and the raising money therefrom, as are by this act conferred on said commissioners; *provided however*, that before such purchasers or assigns shall avail themselves of said scheme, they shall enter into bond to the State of Maryland, with sureties to be approved, and in penalty to be fixed by said commissioners of lotteries, or any one of them, for the punctual payment of all prizes that shall be drawn to such tickets; and the bond shall be filed, and may be sued as provided in cases of said bond of said commissioners; and said commissioners shall make report, verified by affidavit, immediately upon making sale of said scheme as aforesaid, particularly certifying the amount and terms of such sale, and to whom sold; *and provided*, that the said commissioners shall pay into the treasury five per centum upon the whole amount raised under and by virtue of this act.

Bond to be given by purchas'r

Proviso

If tickets be sold

SEC. 4. *And be it enacted*, That if the said commissioners shall, in place of selling said scheme, sell the tickets therein, it shall be the duty of the commissioners to pay the prizes which may be drawn to such tickets; which obligation shall be deemed to be within condition of their bond aforesaid.

Application of money

SEC. 5. *And be it enacted*, That the money raised under and by virtue of the provisions of this act, shall be paid over to, and received by the Hydrant Company of Port Tobacco, to be by said company applied towards defraying the expense of introducing a supply of wholesome water in said town.

In force

SEC. 6. *And be it enacted*, That this act, and all the privileges, franchises and rights conferred hereby, shall expire and cease to be exercised at the expiration of the year eighteen hundred and forty-five, or at the time when all other grants by the State shall expire.

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