

Dec. Ses. 1816

Judges to give in charge to juries all the laws to suppress duelling. Any judge or magistrate having cause to suspect any person about to be engaged in a duel, may issue warrant, &c.

Persons leaving the state to evade this law, subject to its penalties.

Commencement.

Passed Feb. 3. Road to be made.

Subscription books to be opened.

4. *And be it enacted*, That it shall be the duty of the judges of the several county courts at their respective terms, to give in charge expressly to the jury, all the laws in force to suppress duelling, also to charge the jury to present all persons concerned in carrying, sending, or accepting a challenge.

5. *And be it enacted*, That when any judge or magistrate of this state has good cause to suspect any person or persons are about to be engaged in a duel, he may issue his warrant to bring the parties before him, and if he shall think proper to take of them a recognizance to keep the peace, he shall insert in the condition, that the party or parties shall not, during the time for which they were bound, directly or indirectly be concerned in a duel, either with the person suspected, or any other person, within the time limited by the recognizance.

6. *And be it enacted*, That if any person or persons shall, for the purpose of eluding the operation of the provisions of this law, leave the state, the person or persons so offending shall be deemed as guilty, and be subject to the like penalties as if the offence had been committed within this state; if any person shall leave this state with the intention of giving or receiving a challenge to fight a duel, or of aiding or abetting in giving or receiving such challenge, and a duel shall actually be fought, whereby the death of any person shall happen, and the person so leaving the state shall remain thereout so as to prevent his apprehension for the purpose of a trial; or if any person shall fight a duel in this state, or aid or abet therein, whereby any person shall be killed, and then flee into another state to avoid his trial, in either case it shall be the duty of the executive, and they are hereby directed, to adopt and pursue all legal steps to cause any such offender to be apprehended and brought to trial in the county where the offence was committed, when the duel shall have been fought within the state, and when it shall have been fought without the state, then in that county where, in the opinion of the executive, the evidence against the offender can be best obtained and produced upon his trial.

7. This act shall be in force from the first day of April next.

CHAPTER 220.

An act to Incorporate the Potomac Turnpike Company.

Sec. 1. *Be it enacted by the General Assembly of Maryland*, That a company be incorporated for making a turnpike road from some point at or near the junction of the north and south branches of the Potomac river, in the state of Maryland, through the town of Skipton, and thence to the town of Cumberland, in Allegany county.

2. *And be it enacted*, That subscription books for a capital stock of sixty thousand dollars, in shares of twenty dollars each, be opened, and that subscriptions be taken for thirty thousand dollars of the same at the town of Skipton aforesaid, under the direction of James M. Cresap, Jacob Lantz and Lenox Martin; for thirty thousand dollars in the town of Cumberland, under the direction of William M' Mahon, David Shriver, junior, and John Barbridge, who are appointed commissioners for that purpose; who shall, on the first Monday of July next, procure books, and enter as follows: "We, whose names are hereunto subscribed, do