

Dec. Ses 1817

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Their powers:

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torney of the judicial district for which he shall be commissioned, and who shall, previous to and during his acting as such, reside in the judicial district for which he shall be commissioned.

3. *And be it enacted,* That there shall be appointed and commissioned, for Baltimore city court, a person of sound legal knowledge, who shall be styled District Attorney of Baltimore City Court, and who shall, previous to and during his acting as such, reside in the city of Baltimore.

4. *And be it enacted,* That each and every district attorney to be appointed and commissioned in virtue of this act, shall, within the county courts of the judicial district, or within Baltimore city court, as the case may be, for which he shall be commissioned, have, use, exercise and perform, all and every the powers, authorities and duties, which the attorney general of this state, or his deputies, heretofore had, used, exercised and performed, and shall prosecute and defend, on the part of the state, all civil actions now depending, or which may hereafter be brought by or against the state, in the county courts of the judicial district for which he shall be commissioned, in the same manner, and with the like power and authority, as the attorney general, or his deputies, heretofore could do and perform, or were bound to do and perform in like cases.

5. *And be it enacted,* That the attorney general, and each and every district attorney appointed and commissioned in virtue of this act, shall, before he proceeds to act, take the oaths prescribed to be taken by the attorney general, and shall have, take and receive, the same fees as the attorney general, and his deputies, are now authorized by law to take and receive.

6. *And be it enacted,* That the governor and council, whenever they shall consider the interest of the state requires it, may call on the attorney general to aid any district attorney in prosecuting or defending any suit or action brought by or against the state, in any county court, or Baltimore city court, and it shall and may be lawful for the governor and council to allow to the attorney general, or to any district attorney, such reasonable fee or reward for prosecuting or defending any civil suit or action, to which the state may be a party or interested therein, as they may think right.

7. *And be it enacted,* That the attorney general, and each and every district attorney appointed and commissioned in virtue of this act, shall hold his commission during good behaviour, but may be removed by the governor upon the address of the general assembly of Maryland.

8. *And be it enacted,* That nothing herein contained shall be construed to authorise or empower the attorney general, or any district attorney, to substitute any person to perform the duties enjoined on him by this act, without the approbation of the court in which such substitution shall be made, and such substitution shall continue only during the term at which it was made, nor the district attorney to be commissioned for the judicial district within which Baltimore city court is held, to have, use, exercise or perform, any power or authority as district attorney in Baltimore city court.

9. *And be it enacted,* That nothing herein contained shall be construed to preclude the attorney general from being also appointed and commissioned a district attorney, or attorney for the city of Baltimore; and in case the attorney general is or shall be appoint-

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