

Ch. 497, acts of 1931, exempting W., B. & A. Elec. R. Co. not repugnant to this article. Decision in district court (61 Fed. [2nd], 374) reversed. *Williams v. Mayor*, 289 U. S. 36.

#### Art. 19.

This article cited in dissenting opinion in *In re Rickell's Estate*, 158 Md. 665. This article referred to in construing art. 3, sec. 40A of the Constitution. *Krebs v. State Roads Commission*, 160 Md. 584.

City ordinance permitting specified amusements, games, etc., and certain retail sales on Sunday does not involve such discriminations as to be in violation of the 14th Amendment to U. S. Constitution or of articles 19 and 23 of the Maryland Declaration of Rights. *Ness v. Baltimore*, 162 Md. 530.

This article referred to in sustaining validity of chs. 56 and 57 of Special Session of 1933, modifying certain remedies of foreclosure of mortgages. *Mortgage Co. v. Matthews*, 167 Md. 389.

#### Art. 20.

This article cited in dissenting opinion in *In re Rickell's Estate*, 158 Md. 665.

#### Art. 21.

This article referred to in passing upon the functions of grand jury; criticism of public officials; power exceeded. *In re Report of Grand Jury*, 152 Md. 623.

Sec. 563 of art. 27, providing that it is not necessary to set forth manner or means of death in indictment for murder or manslaughter, not in violation of this article. *Neusbaum v. State*, 156 Md. 149.

#### Art. 22.

Notwithstanding this article, books and papers would have been evidence if they had contained entries within period of limitations, or if there had been evidence of overt acts within such period. *Archer v. State*, 145 Md. 142.

This article referred to in discussing whether evidence illegally secured was admissible in criminal case. *Meisinger v. State*, 155 Md. 202 (dissenting opinion).

Provision of this article *re* refusal of traverser to testify not violated by proving what he voluntarily testified to at former trial. *Henze v. State*, 154 Md. 346.

To 4th note to this article, page 57, vol. 1, of Code, add *Archer v. State*, 145 Md. 142; *Meisinger v. State*, 155 Md. 202 (dissenting opinion).

#### Art. 23.

Bill of Rights recognizes sacredness of rights of property; right to deal with property as owner chooses, so long as use harms no one, is natural right existing before Constitution. Portion of zoning ordinance attempting to regulate and restrict use of property in Baltimore City, void. Police power, nature of and limitations on. Residence zones. Meaning of "general welfare". *Goldman v. Crowther*, 147 Md. 287 (*cf.* dissenting opinion). And see *Tighe v. Osborne*, 149 Md. 358 (*cf.* dissenting opinion). *Cf.* *Tighe v. Osborne*, 150 Md. 455 (involving delegation of certain powers to Zoning Commissioner); *Construction Co. v. Jackson*, 152 Md. 671 (ordinance restricting extent of buildings and requiring side yard in outlying sections). See Code, art. 66B.

Right to use private property without limitation save that public safety, health or morals must not be imperiled, is a tangible property right within protection of this article. *Construction Co. v. Jackson*, 152 Md. 686 (dissenting opinion).

This article referred to in discussing meaning of term "citizen". See notes to art. 25, sec. 143, of Code. *Fitzwater v. Hydro-Elec. Corp.*, 149 Md. 467.

This article referred to in holding art. 56, sec. 183, of Code, constitutional—see notes thereto. *Grossfield v. Baughman*, 148 Md. 334.

See notes to art. 3, sec. 40, of Constitution, and to art. 91, sec. 28, of Code.

This article referred to in construing art. 81, sec. 15 (sec. 163 of 1924 Code). *Power Co. v. State Tax Commission*, 159 Md. 361.

This article referred to in construing art. 3, sec. 40A, of the Constitution. *Krebs v. State Roads Commission*, 160 Md. 584.