

C H A P.
XXXIV.
How a vacancy
is to be filled.

IV. AND BE IT ENACTED, That in case any vacancy shall happen among the said commissioners, the remaining commissioners shall have power to fill up such vacancy until the said bridge be finished.

Commissioners
to render an ac-
count, &c.

V. AND BE IT FURTHER ENACTED, That the said commissioners, or a majority of them, after the said bridge is finished, shall render to the justices of the levy court a full and fair account of the expenditures of the said sum of money; and if any surplus of money shall remain in the hands of the said commissioners, or any of them, they shall pay over the same to the justices of the levy court, which shall be applied towards defraying the public charge of said county.

C H A P. XXXV.

Passed 15th of
January, 1808.

A Supplement to an act, entitled, An act to prevent the going at large of swine in the village of Hillsborough, in Caroline county, and other purposes therein mentioned.

Preamble.

WHEREAS by the trust reposed in the trustees of Hillsborough school, by the act to which this is a supplement, difficulties may arise under the said act, as the bailiff is not sworn, nor is there any penalty imposed for the non-performance of his duties; therefore,

Bailiff liable to
a fine, &c.

II. BE IT ENACTED, by the General Assembly of Maryland, That when a bailiff shall be appointed by the authority of the act to which this is a supplement, he shall, on refusing to perform the duties thereof, be liable to a fine, not exceeding twenty dollars; provided nevertheless, that no person shall be compelled to serve as bailiff more than one year in any term of five years, unless with his own consent he shall accept of a second appointment, and in such case he may be compelled to serve the time for which he may have been appointed, under the penalty as aforesaid.

And to make
oath, &c.

III. AND BE IT ENACTED, That the bailiff of said village shall, as soon as may be after his appointment, make oath or affirmation, (as the case may be.) before some justice of the peace of the said county, that he will faithfully and impartially perform the duties required of him by the act to which this is a supplement.

C H A P. XXXVI.

Passed 15th of
January, 1808.
Preamble.

An ACT for the relief of James West, an insolvent debtor.

WHEREAS it is represented to this general assembly, that James West, of the city of Baltimore, having, by numerous losses and misfortunes, become incompetent to pay the whole of his debts, did convey all his estate, both real and personal, to trustees, for the general benefit of his creditors, on condition of their releasing him from his debts, and that all the creditors of the said James West did accept the benefit secured to them by the said conveyance, and release him from their claims, except two, who have altogether refused so to do, and are now prosecuting their demands against him at a time when he is left destitute of all means of satisfying them; that the said James West, in applying for a remedy to his misfortunes under the insolvent law passed at November session, eighteen hundred and five, is deprived of all relief therefrom, by reason of the aforesaid conveyance, of the release of the debts of more than nine tenths of his said creditors, and of the refusal of the said two remaining creditors to assent to release under the said acts of assembly; therefore,

Benefits to be
extended, &c.

II. BE IT ENACTED, by the General Assembly of Maryland, That the judges of Baltimore county court be and they are hereby authorised and empowered, without the said James West's obtaining the assent of two thirds of his creditors, to extend and afford to the said James West all the benefits, advantages and provisions, of the act of assembly passed at November session, eighteen hundred and five, entitled, An act for the relief of sundry insolvent debtors, and of the supplement thereto, in the same manner, and upon the same terms and conditions, as if the said James West had obtained the assent of two thirds of his creditors to his release under the same.

C H A P. XXXVII.

Passed 15th of
January, 1808.

An ACT for the sale of the real estate of James Winchester, late of Baltimore county, deceased.

Preamble.

WHEREAS it hath been represented to this general assembly, by the petition of Sarah Winchester, widow and relict of the said James Winchester, William Winchester, father of the deceased, and William Owings, one of the administrators on his personal estate, that the said James