

Sec. 10. And be it enacted, That it shall be the duty of the judges of the orphans' court annually to make lists of the interests due on said loans and mortgages, and to give the same to the sheriff of the respective counties, taking two copies thereof and the sheriff's receipt therefor, one of which copies shall be kept by the said court, and the other transmitted to the treasurer of the respective shores; and it shall be the duty of the sheriffs aforesaid to receive the aforesaid interest, where the same shall be paid within ten days after the day on which it shall have become due, without compensation or costs; but in case the said interest shall not be paid, it shall be his duty to collect the same by distress or execution, in the same manner as the public taxes are collected, and be entitled to a fee of five per cent, for all sums thus collected, to be paid by the borrower, which fee may be collected in like manner by distress or execution; and said interest when paid he shall forthwith pay over the same to the treasurer of the respective shore, and on failure to pay, his bond shall be put in suit.

Sec. 11. And be it enacted, That on a failure to pay the mortgage aforesaid, when due it shall be the duty of the treasurer of the Eastern and the Western Shores, respectively, as the case may be, unless otherwise directed by the orphan's court, to direct the deputy attorneys respectively, to proceed to the collection of the principal and interest then due on the mortgage deed aforesaid, who shall be entitled to the sum of _____ dollars, for his services under this section, which shall be paid by the borrower as a part of the legal costs of said proceedings, and may be collected in the same manner.

Sec. 12. And be it enacted, That the interest on all loans aforesaid, shall be and the same is as it shall be received hereby forever, set apart for the use of public and primary schools, in the several counties and cities of this State, to be divided among them according to the same ratio that the existing school fund is by law divided, and shall in such proportions be paid over to the several counties in the same manner that the said school fund is now paid over.

Which was read.

Mr. Worthington moved to amend said amendment by striking out the words "eighty thousand five hundred and thirty two," and inserting in lieu thereof "one hundred thousand;"

Determined in the negative.

Mr. Ely moved to amend said amendment by striking

out the 2d section: the word "five"