

XV. **Provided** always, and be it enacted, If any debtor, absconding or about to abscond, or remove his effects, will give such sheriff good and sufficient security for the payment of all such officers fees, that in such case the sheriff shall and he is hereby obliged to take the same.

C H A P.
XXV.

Proviso.

XVI. **And** be it enacted, That all costs recovered by judgment, or decree, shall hereafter be payable and paid in money, and not otherwise.

Costs to be
paid in mo-
ney.

XVII. **And** be it enacted, That the several county justices in their respective counties, at the time of assessing the county levy, shall and are hereby empowered and directed to allow, to the clerk of their respective courts, in their county levies, full satisfaction of warrants to the overseers of the highways, constables warrants, assisting in laying and apportioning the county levy, and all other services to be done for their respective counties, and by order of the justices for the time being, the following sums, viz. For Saint Mary's Kent, Anne-Arundel, Charles, Somerset, Dorchester, Baltimore, Cecil, Prince-George's, Talbot, Queen-Anne's, Worcester, Frederick, and Washington counties, one hundred pounds each: For Calvert, Harford, Caroline, and Montgomery counties, eighty pounds each; and all the respective county clerks within this state, for the time being, shall, and they are hereby obliged to do all the said services, and such others, for the use of the respective counties, as shall be required by the justices of the peace for each respective county, from time to time, and at all times hereafter, for and in consideration of the said allowance.

Allowance to
county clerks
for warrants,
&c.

XVIII. **And** be it enacted, That if any person, chargeable with officers fees as aforesaid, shall neglect or refuse to pay the same within the time aforesaid, it shall be lawful for the sheriff, immediately after the tenth day of August yearly, to distrain the goods and chattels of the person so neglecting or refusing, and to sell and dispose thereof, at the expiration of five days after distress made, at public auction, all which shall be done by the said sheriff without fee or reward; and the overplus, beyond what will satisfy the demand aforesaid, shall be returned to the debtor.

Sheriff may
distrain goods,
&c.

XIX. **And** be it enacted, That if any person indebted for such fees shall refuse to pay the same within the time aforesaid, or shall, on demand, neglect or refuse to shew to the sheriff goods or chattels to be distrained to the value of such fees, it shall be lawful for the sheriff to take such person in execution for the money so due as aforesaid, and the sheriff shall, on or before the twentieth day of October yearly, pay to each creditor all the money he shall or might have received in satisfaction of their several and respective debts; and if any sheriff shall not make payment according to the directions of this act, such sheriff shall forfeit and pay to the party grieved, if he shall sue the sheriff only, double the money, to be recovered with costs, by action of debt or action on the case, founded on this act, in which it shall be sufficient for the plaintiff to allege, that the defendant is indebted to him or received to his use the sum of money claimed by him, whereby action accrued to him according to the form of this act, without setting forth the special matter, but if the party shall sue on the sheriff's bond, he shall recover only his debt, interest, and cost.

Persons re-
fusing to pay,
&c. may be
executed, &c.

XX. **And**