

same is hereby repealed, and that the following sections be enacted in its stead. In every action in which issue of fact is now, or shall hereafter be joined in the Superior Court of Baltimore City or in the Court of Common Pleas, except in cases of appeal from a judgment of a Justice of the Peace, the plaintiff or plaintiffs in such action shall, as a condition precedent to such action being brought to trial, pay to the Clerk the sum of three dollars, and in every such action brought in the Court of Common Pleas on appeal from a judgment of a Justice of the Peace, the party appellant shall, as a condition precedent to such action being brought to trial, pay to the Clerk the sum of one dollar, and the amounts so received by the Clerks of said Courts, respectively, shall be accounted for under oath and paid over monthly by the said Clerks to the Comptroller of the City of Baltimore, and by him deposited in the City Treasury, to be used as a fund for the payment of the Stenographers employed in said Courts as provided for in the second section of this act. If the fund thus created be inadequate to pay such salaries the additional amount necessary for such payment shall be taken and paid from the fund appropriated by the Mayor and City Council of Baltimore for certain expenses, to which fund any surplus of the sums so paid over to the Comptroller, as hereinbefore provided, shall be credited.

Judge to ap-
point Steno-
grapher. §

Sec. 2. *And be it enacted*, That the Judge of each of the Courts hereinbefore named, is hereby authorized and directed to appoint a Stenographer for such Court, who shall be a sworn officer of the Court, and shall be paid a salary of twenty-five hundred dollars per annum, in like manner as the salaries of other officers of the Court are now paid as prescribed in section one hundred and thirty-four of this article. The Stenographer so appointed shall be skilled in the practice of his art and shall hold his position so long as he efficiently discharges the duties of his office. It shall be his duty, under the direction of the Judge of the Court, to take full stenographic notes of all oral testimony and judicial opinions orally delivered in every trial at the regular terms thereof; and in case the Judge shall require a transcript of such stenographic notes or of any portion thereof, he shall