

two dollars per day, for each and every day that they may or shall *respectfully** attend the sittings of the said courts, to be paid to them or their order by their respective chief justices out of any moneys by them received, as also herein before provided, and each of the said chief justices of the said district courts in the several counties in this state, shall furnish to the levy court or commissioners of the tax, of the respective counties, on or before the first day of June, in the year of our Lord, eighteen hundred and thirty-seven, and annually thereafter, a full and fair statement with an affidavit of the truth thereof annexed, setting forth the number of days which each of the said district justices may have attended the meeting of their respective district courts, and the whole amount of fees by them respectively received; and each of the said chief justices shall pay over to the said levy courts or commissioners of the county, the balance remaining in their hands, if any after retaining for themselves respectively, and the several other district justices in their respective districts the sum allowed them for their services under the provisions of this act, and all sums so received by the said levy courts or commissioners of the county, shall be by them disbursed and appropriated in extra allowances to the said district justices or otherwise, as they in their discretion may think best; and if the moneys received by the said chief justice, shall not have been sufficient to pay the per diem allowances aforesaid, the levy court or county commissioners of the county shall annually pay to the justices, such sums as shall be requisite to make up the full amount of such allowances, to be levied and collected as county charges are.

SEC. 25. *And be it enacted,* That from and after the passage of this act, it shall and may be lawful for the said district courts to enter judgment in all cases of which they may have cognizance, against either plaintiff or defendant, for such sum as to them may appear just and right, with such costs as may have accrued in the prosecution of the case, which said judgment when so rendered, if in favour of the defendant, shall be of equal effect and avail as if the same were rendered in favour of the plaintiff, and it shall and may be lawful to enforce the recovery of the same in the same manner as if the same were rendered in favour of the plaintiff.

SEC. 26. *And be it enacted,* That in case any one of the district justices appointed under this act shall die, resign, or refuse to act, or remove out of the district in which he may have been appointed, it shall be the duty of the governor and council, having been informed thereof, at their next meeting, to appoint and commission some suitable person to fill the vacancy occasioned by such death, resignation, refusal to act, or removal out of the district.

(*respectively)

Annual report of attendance—and of fees collected.

Payment over of balance.

How to be disposed of.

In case of deficiency.

Payment and levy authorized.

May give judgment against plaintiff or defendant.

Case of vacancy.