

at the same time, with his or her per diem allowance, and he or she shall be entitled to receive mileage for each and every day such witness shall attend the court.

Exception. SEC. 3. *And be it enacted*, That nothing contained in this act shall be construed to allow any juror, judge of the orphans court, judge of the levy court, commissioner of the tax or witness, mileage in returning to his or her residence during the time such juror, judge of the orphans court, judge of the levy court, commissioner of the tax, or witness shall be required to attend as such, the different courts, or to transact the business as a commissioner of said county.

Restriction. SEC. 4. *And be it enacted*, That the provisions of this act shall be construed to apply only to witnesses residing within the limits of Caroline county, whose county courts such witness or witnesses shall be summoned to attend.

List to have distances noted. SEC. 5. *And be it enacted*, That it shall be the duty of the sheriff, summoning such jurors, to note upon the list of the same, before he returns it to the clerk of the county court, the distance each juror, summoned, resides from the place of holding the county court, and it shall be the duty of the register of wills and the clerk to the commissioners of the tax, to return a list to the said clerk of the county court, containing the number of days each judge of the orphans court, or commissioner of the tax, attends as such, noting upon the lists the distance each judge or commissioner resides from the place of holding said court for the performance of their respective duties.

Witnesses. SEC. 6. *And be it enacted*, That it shall be the duty of the clerk of the county court to report a copy of each list as described in the above section, with a list made out by him, of the witnesses summoned to attend said county court, with the distance each witness resides from the place of holding said county court, to the best of his judgment, to the levy court of said county, to enable them to make the levy as aforesaid.

Repeal. SEC. 7. *And be it enacted*, That all acts, inconsistent with or repugnant to the provisions of this act, so far as the same relates to Caroline county, be, and the same are hereby repealed.

LEVY COURT.

AN ACT to give the Levy Court of Caroline County certain Discretionary Powers therein mentioned.—1826, ch. 128.

Persons fined, and committed to prison, amount of fees may be levied. SEC. 1. *Be it enacted, by the General Assembly of Maryland*, That from and after the passage of this act, the levy court of Caroline county is hereby authorized and empowered, that if any person hereafter shall be fined in any of our courts of justice, or otherwise, for any misdemeanor, and shall be unable to pay the fine and fees, or give security, and shall be put to prison for want of security, to levy the amount of said fees on