

Fines, &c.
to be re-
covered by
indictment.

SEC. 36. *And be it enacted*, That all fines and penalties created and imposed by this act, unless herein otherwise particularly directed and provided for, shall and may be recovered in the name of the state, by indictment, in the county court of the county wherein the same shall accrue, and be applied, one-half thereof to the use of the informer, and the other half to the use of the county, and it shall be the duty of the clerk of such county to return, annually, to their levy courts, a list of all fines and penalties recovered by virtue of this act.

This act to
be given in
charge to
grand juries

SEC. 37. *And be it enacted*, That the judges of the different county courts shall give this act in charge to the grand juries of their respective counties, at the sitting of the court next after every election to be held therein.

Laws
repealed.

SEC. 38. *And be it enacted*, That all laws, clauses and sections of laws, repugnant to, or inconsistent with, the provisions of this act, be and the same are hereby repealed.

It was presumed that every provision of the act of 1790, ch. 16, was re-enacted or repealed by this law. Upon a more minute comparison of that act with this, since the reprint of this, I find, that the latter part of the 9th, and the following sections are not re-enacted by this law, to wit :

1790.—CHAPTER 16.

‘SEC. 9. And the governor and council shall as soon as conveniently may be, after such examination and declaration, transmit a certificate of the election of the representatives, under the seal of this state, to the secretary of state for the United States, or other proper officer authorized to receive the same, to be by him delivered to the house of representatives in the congress of the United States, when they shall be assembled at the time and place directed and fixed on by the congress of the United States.

‘SEC. 12. *And be it enacted*, That the said electors [of president and vice-president,] shall receive the same *per diem* allowance, and itinerant charges as are allowed to the members of the general assembly.

‘SEC. 13. Repealed by 1825, ch. 121.

‘SEC. 14. *And be it enacted*, That if a vacancy or vacancies shall happen in the representation of this state, in the house of representatives in the congress of the United States, by death, resignation, disqualification, or otherwise, the governor and council shall issue writs of election to the district where such vacancy shall happen, to fill the same in the manner herein before prescribed.’