

admitted into the same for the purpose of search, and if the owner or occupant shall refuse to suffer such entry and search, they may use all necessary force to effect the same, and in any action or suit brought by any owner or occupant for any entry made in virtue of this section, the defendant may plead the general issue and give the special matter in evidence.

74. If any person named in such requisition as patrol, on being duly notified and summoned by the justices of the peace, shall neglect or refuse to obey such summons, he shall be subject to a fine not exceeding five dollars nor less than fifty cents, to be recovered as small debts are, by summons in the name of the State, and applied to the use of the commissioners of the school fund of the county.

#### ORDINARIES.

75. The county commissioners of said county shall, from time to time, establish and regulate the rates of all public inns and taverns in said county.

#### ORPHANS' COURT.

76. Each judge of the Orphans' Court of said county shall be entitled to two dollars and fifty cents for each day's attendance at said court, and mileage at the rate of five cents per mile on all distances not exceeding twenty miles from his residence, computed by the shortest public road.

77. The county commissioners of said county, at their first meeting after each election, shall determine the amount of mileage each judge of the Orphans' Court is entitled to receive, and shall levy a sufficient sum to pay the same.

#### OUT-PENSIONERS.

78. The county commissioners of said county may keep as many out-pensioners as they may think proper, but no out-pension shall exceed the sum of thirty dollars a year.

#### RAIL ROADS.

79. Whenever any seven or more free white persons, citizens of the United States, and a majority of them citizens of said county, are associated together, or intend to associate together,