

5. AND BE IT ENACTED, That in case of the death, refusal to **CHAP. 44.**
 act, or removal from the city of Baltimore or precincts, of any of ^{How vacancies are}
 the commissioners appointed by this act, that the levy court of Bal- ^{to be filled.}
 timore county be and they are hereby authorised and empowered to
 appoint a fit and proper person to fill up such vacancy, and so from
 time to time to fill up vacancies, that the said commissioners may
 have perpetual succession for ever thereafter.

See 1805, ch. 19. The commissioners to fill up any vacancy.

6. AND BE IT ENACTED, That the commissioners of said market, ^{Clerk to be ap-}
 or a majority of them, be and they are hereby authorised and em- ^{pointed—to give}
 powered, from time to time, to appoint a fit and proper person as ^{bond.}
 clerk of said market, who, before he takes upon himself the execu-
 tion of said office, shall enter into bond to the commissioners, with
 two securities to be approved of by the said commissioners, or a
 major part of them, conditioned for the due and faithful discharge of
 the said office of clerk of the market, and that he will render, when
 required by said commissioners, or a major part of them, a just and
 true account of all such monies as he shall receive by virtue of his
 office, and that he will pay and apply such monies, so received, as
 the commissioners of said market for the time being, or a major
 part of them, shall order and direct.

7. AND BE IT ENACTED, That the said clerk of the market, so ^{Stalls and sham-}
 appointed as aforesaid, be and he is hereby fully empowered, under ^{bles may be rent-}
 the direction of the commissioners, to rent or hire out the stalls and ^{ed by clerk—his}
 shambles (a) in said market-house, and he is hereby directed to ^{allowance.}
 keep a fair and just account of the profits arising from the rents
 aforesaid, and also of all such fines and penalties which he shall
 collect and receive, and the same apply as the commissioners, or a
 major part of them, shall direct, for the benefit of said market; and
 the said clerk shall be allowed, out of the funds of said market, at
 the discretion of said commissioners, not exceeding two hundred
 dollars *per annum*; and the said clerk, before he enters upon the
 duties of his said office, shall take an oath, or make affirmation, be-
 fore some justice of the peace for Baltimore county, that he will just-
 ly, truly and impartially, perform and execute the several duties
 required of him as clerk of said market.

(a) See 1811, ch. 18.

8. AND BE IT ENACTED, That the clerk of said market shall ^{His powers.}
 have sufficient power and authority to take care and charge of the
 market and market-house aforesaid, and also to try and adjust the
 weights and measures used at said market by standards to be pro-
 vided and kept there for that purpose, and when false and untrue
 weights or measures are discovered, to seize and dispose of them at
 the next public market-day to the highest bidder, and the money
 arising from such sale to apply to the use of said market-house, un-
 der the directions of the commissioners, or a major part of them.

9. AND BE IT ENACTED, That it shall not be lawful for any per- ^{Penalty on per-}
 son whatever wilfully to lead, ride or drive, into the said market- ^{sons putting hor-}
 house, any horse, mare, gelding or other beast, or to kill or slaugh- ^{es &c. or slaugh-}
 ter in said market-house any beef, sheep, calf or hog, under the ^{tering in market-}
 penalty of one dollar for every such offence, to be recovered by ^{house.}
 warrant before a single magistrate as in case of small debts, to be
 paid to the said clerk of the market, to be applied for the use of said
 market, as the said commissioners, or a major part of them, shall
 direct.