

C H A P.  
V.

duly discharged therefrom, and to execute the duties of the said office with diligence and fidelity, without favour, affection or partiality, according to law. Given under the seal of the state of Maryland, this ——— day of ——— in the year of our Lord one thousand seven hundred and seventy-seven.

Witness C. D. chancellor.

By whom the  
several oaths  
are to be ad-  
ministered.

II. And be it enacted, That the oaths to the governor shall be administered to him by the president of the senate in the senate house, in the presence of the members of the general assembly; and the oaths to the members of the council shall be administered by the president of the senate, or any judge or justice; and the oaths to the chancellor shall be administered to him by the governor, at the time of delivering to him the great seal of this state; and any judge or justice may qualify before any one in commission with him, or before any qualified judge or justice, which qualification shall be certified by the judge or justice before whom the same is made, and shall be recorded by the court of which the judge or justice so qualified is or shall be a member.

## C H A P. VI.

An ACT to direct in what manner all fines, forfeitures and penalties, shall be recovered, and in what manner fines, forfeitures, penalties and amerciaments, shall be applied.

Fines, &c.  
how to be re-  
covered and  
applied.

**B**E it enacted, by the general assembly of Maryland, That all fines, penalties and forfeitures, directed and imposed by any of the laws now in force, and all fines, penalties and forfeitures, which shall hereafter be inflicted and imposed, and no mode of recovery or application shall be directed, shall and may be recovered in manner following, to wit: Where the sum doth not exceed five pounds current money, the same shall and may be recovered, with costs, in the name of this state and the informer, before any one justice of the peace of the county where the offence shall be committed; and where the sum exceeds five pounds current money, the same shall and may be recovered, with costs, in the county court of the county where the offence shall happen, by indictment, in the name of this state, or by action of debt in the name of this state and the informer, in which it shall be sufficient to allege that the defendant is indebted to this state and the informer in the fine, penalty or forfeiture, by the act directed and imposed, whereby action accrued, without setting forth the special matter, provided the cause of action be endorsed on the writ at the time of the issuing thereof. And where any fine, penalty or forfeiture, shall be recovered before a justice of the peace, such justice shall either commit the offender to the public gaol till payment to the sheriff of the county, or by warrant to any constable, shall direct and order the same to be levied, with the costs of execution, on the offender's goods or chattels, and shall annually return to the treasurer of his shore a list of the fines, penalties or forfeitures, recovered before him; and the constable collecting the same shall, on the receipt thereof, pay one half to the informer, and the other half to the sheriff of his county, who shall pay the same to the treasurer of his shore for the use of this state. And if the fine, penalty or forfeiture, shall be recovered by indictment, the court before whom such recovery shall happen, shall either commit the offender to the public gaol till payment to the sheriff, or may order execution to levy the same, with the costs of the execution, on the offender's lands, goods or chattels; and the sheriff receiving or collecting the same, shall pay the same to the treasurer of his shore where such recovery shall happen, for the use of this state; and if recovered by action of debt, the same shall be paid by the sheriff receiving or collecting the same, one half thereof, with the costs, to the informer, and the other half to the treasurer of the shore where recovered, for the use of this state. And no prosecution or suit shall be commenced for any fine, penalty or forfeiture, unless within one year from the time of the offence committed.

Amercia-  
ments to be  
paid to trea-  
surer, &c.

II. And be it enacted, That every amerciament in the general or county court, shall be paid by the sheriff collecting the same, to the treasurer of his shore for the use of this state.