

clerk to make such payment shall amount to a forfeiture of the commissions to which he would otherwise be entitled; any recovery on the bond of the clerk, for the non-payment of public money received by him, shall be evidence of a misdemeanor in office, for which, upon conviction, he may be removed.

P. G. L., (1860,) art. 18, sec. 8. 1874, ch. 231. 1876, ch. 363.

9. For receiving and paying over all public money received for licenses, fines or otherwise, the several clerks of courts of this State shall receive five per centum, except the clerk of the court of common pleas of the city of Baltimore, who shall receive one per centum commissions for receiving and paying over such public money.

Ibid. sec. 9. 1853, ch. 444, sec. 1. 1862, ch. 255. 1865, ch. 157.

10. The clerks of the circuit courts for the counties, the emoluments of whose office shall exceed the sum of three thousand dollars in any one year, after deducting therefrom the necessary expenses incident to their office for the same period, shall pay the excess to the treasurer; and the clerk of the court of appeals shall also pay the excess over the sum of three thousand dollars, after making the deductions aforesaid; and every such circuit court clerk, the emoluments of whose office shall not amount to the sum of three thousand dollars in any one year, as aforesaid, may present a statement to the county commissioners of his county, under oath, showing the net proceeds of his office, together with a statement of the cost of the necessary record books, stationery and fuel used in his office up to the first Monday in June in each year; and the said county commissioners are hereby authorized and empowered to pay or levy for the use of said clerk, the amount of said books, stationery and fuel, as aforesaid; provided, that the amount so paid or levied, shall not, when added to the net proceeds of his office, exceed the sum of three thousand dollars.

1868, ch. 54.

11. Whenever the fees or other compensation of any of the clerks of the courts of Baltimore city shall, after the payment of