

every such action brought in the Baltimore city court, on appeal from a judgment of a justice of the peace, the party appellant shall, as a condition precedent to such action being brought to trial, pay to the clerk the sum of one dollar; and the amounts so received by the clerks of said courts, respectively, shall be accounted for under oath and paid over monthly by the said clerks to the comptroller of the city of Baltimore, and by him deposited in the city treasury, to be used as a fund for the payment of the stenographers employed in said courts, as provided for in the next succeeding section. If the fund thus created be inadequate to pay such salaries, the additional amount necessary for such payment shall be taken and paid from the fund appropriated by the mayor and city council of Baltimore for certain expenses, to which fund any surplus of the sums so paid over to the comptroller, as hereinbefore provided, shall be credited.

1867, ch. 373.

231. The judge of each of the courts hereinbefore named is authorized and directed to appoint a stenographer for such court, who shall be a sworn officer of the court, and shall be paid a salary of twenty-five hundred dollars per annum, in like manner as the salaries of other officers of the court are now paid, as prescribed in section 223. The stenographer so appointed shall be skilled in the practice of his art, and shall hold his position so long as he efficiently discharges the duties of his office. It shall be his duty, under the direction of the judge of the court, to take full stenographic notes of all oral testimony and judicial opinions orally delivered in every trial at the regular terms thereof; and in case the judge shall require a transcript of such stenographic notes, or of any portion thereof, he shall order the expense of such transcription to be paid equally by the parties to the action, at the rate of ten cents for every one hundred words so transcribed, and shall enforce payment thereof; and the amount so paid, together with the sum paid as a condition precedent to the cause being brought to trial, shall be deemed a necessary disbursement of the trial, and allowed as such to the prevailing party in the action, and shall be so taxed in the bill of costs of the action. It shall further be the duty of the stenographer to furnish to any party to such trials, upon request, a copy of the