

sitting of the Commissioner, which shall be at the court house, in said Baltimore county, and after having issued summons to those interested in any manner according to the records, dockets, papers, indexes or other instruments of writing, in the office of the said Clerk, when the summons process issued to the Sheriff of said county shall be by him returned summoned, and the party so returned summoned shall fail to appear or give such excuse for his failure to appear as shall seem reasonable in the discretion of the said Commissioner, that then the said Commissioner is hereby authorized, empowered and directed, to impose a fine upon each and every person notified and summoned, from five to fifty dollars in the discretion of the Commissioner, including all costs.

Sec. 5. *And be it enacted*, That every fine imposed according to the provisions of this act, including costs, upon any person or persons, shall be regarded as a judgment in law, and it shall be the duty of the said Commissioner to collect each and every judgment entered by him against any person or persons by execution or attachment, or any other process authorized by the laws of this State, for the collection and enforcement of judgments, and pay the same over to the Treasurer of the said county, who shall receipt to the said Commissioner, and it shall be the duty of the Treasurer of the said county, to place the sum or sums so authorized to be paid to him, to the credit of the fund appropriated for the restoration of the records, indexes, dockets, or other instruments of writing, in the in the office of the said Clerk of the Circuit Court for Baltimore county.

Fine to be regarded as a judgment in law.

Sec. 6. *And be it enacted*, That in all cases where, in the judgment of the Commissioner appointed by this act, any record in the office of the Clerk of said county, shall have been so burnt or defaced, as to be wholly destroyed by fire, and the indexes to such record, or the general index may supply the titling to such record, he shall take and accept such index as auxiliary evidence, and shall, if the original papers, or a certified copy thereof, properly evidenced as of record, be produced, order and direct such original paper, or copy, as the case may be, to be recorded anew, and shall endorse such order on said paper, and then record the

In case record be entirely destroyed.