

Sec. 21. *And be it enacted,* That it shall be the duty of the commanding officer of each uniformed, and of each draughted company of the militia of this State, to make and transmit, by mail, to the adjutant general, and also to the treasurer of the Western Shore, in the month of November, in every year that he shall command a company, a list of the certificates that he shall have delivered to any sheriff of this State; and it shall be the duty of each sheriff to make duplicate returns, under oath, annually, in the month of December, of all the money which he shall have collected from the militia of this State, as and for fines, forfeitures, and penalties; designating the persons from whom the same was received; to what company, battalion, squadron, or regiment they severally belonged; and the sums by them respectively paid, and for what offences, objects, or cause; and also to transmit one of said returns to the adjutant general, by mail, and the other to the treasurer of the Western Shore; and in case any commanding officer of any uniformed or draughted company of militia, or the sheriff of any county, shall neglect or refuse to perform any duty imposed on him by this act, he shall be held answerable to the State in double damages, for any injury or loss occasioned by such neglect or refusal; and proceedings shall be instituted and prosecuted against such delinquent sheriff, in the name of the State, for the recovery of such damages, by order of the adjutant general or governor, before any justice of the peace of the proper county or city, when the sum claimed does not exceed one hundred dollars; or in the proper county court, when the sum claimed exceeds one hundred dollars; and the damages which shall be recovered on such proceedings against the commanding officer of a company, shall be collected by the sheriff of the proper county, and be by him paid over to the treasurer of the Western Shore, and the damages which shall be recovered against any sheriff shall be collected by such civil officer as the adjutant general shall designate for the purpose; and such officer shall forthwith pay over to the said treasurer the money which he shall collect, first deducting a commission of ten per centum therefrom.

CHAP. 251.

Officers to report annually copy of the lists issued to sheriffs

Sheriff to make duplicate returns

Specifying

Penalty for neglect

Proceedings ordered

Commission

Sec. 22. *And be it enacted,* That it shall be the duty of every sheriff to require and obtain from each of his deputies, instructed to collect militia fines, forfeitures, and penalties, a return, on oath, at least once in two months, of all the money which such deputy had collected, as and for such fines, forfeitures, and penalties, and each deputy sheriff

Sheriff to require from his deputies lists under oath