

C H A P. XCIII.

make oath before a justice of the peace, that the said account was taken fairly and truly from the books of the said sheriff, and that it doth not appear from the said books or papers of the said sheriff that any part or parcel of the charges contained in such account hath been paid, or otherwise secured or satisfied, and if the person or persons owing such officers fees shall neglect or refuse to pay the same, it shall and may be lawful for the said securities, or the survivors of them, or their agent, to collect the sum by execution or distress of property of the person or persons so refusing or neglecting, and to sell and dispose thereof at public auction, giving ten days notice, exclusive of the day of notice and the day of sale, by public advertisement, in the most public place in the neighbourhood, and at the court-house door of the county, of the day and time of sale.

Books to be deposited, &c.

III. AND BE IT ENACTED, That the collection books of the said sheriff shall be deposited in the present sheriff's office of Talbot county, to be inspected and examined, (without cost or charges,) by any person or persons who may apply for that purpose.

Commission allowed, &c.

IV. AND BE IT ENACTED, That the said securities, and the survivors of them, shall have the same commission on the collection aforesaid as the said sheriff would have been entitled to, and that all arrearages collected in virtue of this act, shall be fairly applied to the discharge of the sums due by the securities for the respective years in which the said arrearages ought by law to have been collected.

Not take away remedies, &c.

V. AND BE IT ENACTED, That nothing in this act contained shall be construed to take away or deprive the respective debtors for officers fees of the same remedies which they had against the original sheriff, in cases where nothing is alleged to be due, or the distress or execution are illegally conducted, but the same shall exist in full force and virtue against the said securities and each of them.

C H A P. XCIV.

Passed 20th of January, 1808.

An ACT authorising Jasper E. Tilly, late sheriff of Anne-Arundel county, to complete his collection.

Preamble.

WHEREAS it is represented to this general assembly, by the petition of Jasper E. Tilly, late sheriff of Anne-Arundel county, that from various causes therein set forth he has not been able to complete his collection within the time limited by law, and that there is still due him, as sheriff, considerable sums of money, and praying a law may pass to enable him to collect the same; therefore,

J. E. Tilly may collect, &c.

II. BE IT ENACTED, by the General Assembly of Maryland, That the said Tilly be and he is hereby authorised and empowered to collect, until the first day of January, eighteen hundred and nine, all balances due him for the year eighteen hundred and six, in the same manner as he could or might have done within the time limited by law, any law to the contrary notwithstanding; that it shall be the duty of said Tilly, before he proceeds to execute or distrain the property of any person or persons for officers fees in virtue of this act, to deliver to such person chargeable with the same, at least thirty days previous to levying such execution or distress, an account, written in words at full length, of officers fees demanded of him, her or them, with an affidavit annexed, if required, that he hath not received any part thereof, nor any thing as security and satisfaction for the same, more than credit given, to the best of his knowledge.

Books to be lodged, &c.

III. AND BE IT ENACTED, That the said Jasper E. Tilly, before he derives any benefit from or under this act, shall lodge a copy of his collection books in the clerk's office of Anne-Arundel county, to be opened for the inspection of all persons interested in the same.

C H A P. XCV.

Passed 20th of January, 1808.

An ACT for the relief of Nathaniel L. Chew, Peter Miles and Robert Nesbit, of Baltimore county.

Benefit to be extended to N. L. Chew, &c.

BE IT ENACTED, by the General Assembly of Maryland, That the judges of Baltimore county court be and they are hereby authorised and empowered to extend to the said Nathaniel L. Chew and Peter Miles, the benefit and relief of the act of assembly passed at November session, eighteen hundred and five, entitled, An act for the relief of sundry insolvent debtors, and the supplement thereto, passed at November session, eighteen hundred and six, without compelling the said Nathaniel L. Chew and Peter Miles, or either of them, to produce any evidence of their having resided within the state of Maryland for the two years last previous to their application, in the same