

CHAP. 72. contained, shall be construed to deprive Baltimore county court of the discretionary power of ordering the costs of any case, including the said attendance of State witnesses, to be paid by the defendant or to disallow any witnesses attendance.

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CHAPTER 71.

Passed Feb. 28, 1840. *An act to provide for making and keeping an Index of the Judgments that may hereafter be rendered in Montgomery County Court, or that may be rendered by Magistrates' Courts or single Justices of the Peace, where the same may be made liens upon land, by complying with the law relating thereto.*

Clerk to keep index of judgments, &c.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That from and after the passage of this act, it shall be the duty of the clerk of Montgomery county court, to keep or make a short record or index of all judgments that may hereafter be rendered in Montgomery county court, also all judgments that may be rendered by the magistrates' courts or single justices of said county, that may be made liens upon land by complying with the law relating thereto.

His fee.

SEC. 2. *And be it enacted,* That the clerk shall be allowed at the same rate as he is now allowed for recording generally, which shall be taxed to the plaintiff and collected as all other fees are.

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CHAPTER 72.

Passed Feb. 28, 1840. *An act to provide for the election of the Levy Court of Caroline County, by the People.*

Every person to vote by ballot for 5 commissioners

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That on the first Wednesday of October next, and on the first Wednesday of October in every third year thereafter, all persons entitled to vote for delegates to the General Assembly, shall vote by ballot in their respective election districts, for five persons, having the same qualifications as are required for delegates to serve as members of the Levy Court of said county.