

CHAP. 316.

Vacancy—
how filled.

Oath of com-
missioner.

Costs of cases.

Authority to
have recorded
original wills

Duplicate
commissions.

space of one year from its passage; and in case of the death, resignation or removal from the county, or other disqualification of said commissioner, the justices of the Orphans' court shall fill such vacancy, and the said commissioner, shall receive a salary to be paid to him by the commissioners of Dorchester county.

SEC. 21. *And be it enacted*, That the said commissioner, before entering upon the duties of his office, shall take and subscribe the oath now required of officers under the constitution of this State, and a further oath to execute the duties of his office, according to the terms prescribed in this act, and in the constitution for other offices, and shall provide himself with a proper and convenient room, books and stationery for himself and clerk, for the transaction of business, which shall be paid for as other county charges, and he shall have power to adjourn his investigations from time to time, in his discretion, and as shall be most conducive to the purposes for which he is appointed.

SEC. 22. *And be it enacted*, That the costs accruing in all cases depending before said commissioner shall abide the decision of the Circuit or Orphans' court, that is to say: the Circuit court shall determine the question of costs in all cases except where the matter relates to the records and proceedings of the Orphans' court, when the latter court shall make the determination, and the payment of the costs may be enforced by execution in the usual way.

SEC. 23. *And be it enacted*, That any person or persons having any original will or wills, or any other instrument of writing, or attested copies of a will or wills, or other instrument of writing, which shall appear to have been heretofore recorded in the office of the register of wills of Dorchester county, and the record thereof has been destroyed, may, and is hereby authorised to have the same recorded again, and the register of wills of said county, is hereby required upon application, and at the cost and charge of the party or parties interested, to record the same, together with the endorsement of the former enrollment on the back of said will or wills, or other instrument of writing, in a well bound book, in folio, for that purpose, and the said register shall, on the back of said will or wills, or other instrument of writing, make an endorsement of such second enrollment, and also the folio of the book in which the same shall be enrolled.

SEC. 24. *And be it enacted*, That the Governor be and he is hereby authorised to issue duplicate commissions to the justices of the Orphans' court, and the reg-