

direct to be paid out of the proceeds of said sale, first, the cost of prosecution of said negro, then the damages which any party may have suffered by the offence for which said negro has been convicted, to be ascertained and passed upon by the court, and the court shall then direct the residue to be paid over to the County Commissioners, in the county or city of Baltimore, as the case may be, in which said conviction has been had, for the use and maintenance of any indigent child, children or wife, which the said convict may have at the time of his or her conviction, to be applied in such sums and at such times as the commissioners' court may direct for the support and maintenance of such indigent child, children or wife.

SEC. 3. *And be it enacted*, That it shall be the duty of all sheriffs, making sale under the provisions of this act, to make his return to the court ordering said sales, and show to whom said negro was sold, of the term for which he was so sold; and the clerk of said court shall record said return, and furnish the negro so sold with a transcript of the judgment and execution of the sheriff, and it shall be the duty of said sheriff, to give notice of the expiration of the term of service of any negro so as aforesaid sold, in one or more newspapers, published in the county or city where the said negro may have been convicted, for three successive weeks or times immediately preceding the termination of said term of service, and in case no newspaper shall be published in any such county, he shall cause printed notices to be posted up at the most public places in each election district in said county, and the cost therefor shall be levied upon the assessable property of any such county or city, and collected as other taxes are collected.

SEC. 4. *And be it enacted*, That if any sheriff or clerk shall fail to perform any duties required of him or them by this act, he or they shall be fined a sum of not less than one hundred dollars, for each and every offence, or may be imprisoned in the discretion of the court, for a period not less than twenty nor more than sixty days, upon indictment and conviction; *Provided*, the said court shall be of opinion there has been any improper collusion on the part of said sheriff or clerk.

Duty of Sheriffs making sale under the provisions of act.

Sheriff or Clerk failing to perform duty may be fined or imprisoned.

Proviso.