

C H A P.
XVII.

case the said town commissioners shall refuse paying to the special commissioners the money due upon a settlement, they shall forfeit double the sum so due, to be recovered as hereafter directed, and applied to the purpose of this act.

Treasurer to
receive, &c.

XXVI. AND BE IT ENACTED, That the treasurer is hereby empowered and required to receive all the money arising, as well from the aforesaid assessment, as also the fines and forfeitures imposed, and all other monies arising by virtue of this act; and the said treasurer shall keep a distinct account of all the rates and assessments made, or to be made, as aforesaid, and also all monies by him so received, and also of all disbursements and payments he shall make by orders from the special commissioners, whose orders to the said treasurer shall be sufficient discharges, which orders the special commissioners, or a majority of them, are hereby empowered to draw for the uses and purposes in this act.

To give bond,
&c.

XXVII. AND BE IT ENACTED, That the said treasurer, before he enters upon the execution of his said office, is hereby required to give a bond, with one or more sufficient sureties, to be by them the said special commissioners approved of, in the penalty of two thousand pounds current money, with condition for the payment of all such monies which shall come to his hand by virtue of this or any other act, according to the orders drawn on him as aforesaid, and not otherwise, and for the due performance of his duty in the trust hereby committed by him; and the said treasurer shall yearly bring in his accounts, and settle the same with the special commissioners aforesaid, which said accounts, so settled and adjusted, be published in the Baltimore news-papers, for the satisfaction and information of the citizens thereof; and the said treasurer shall be allowed for his trouble in keeping such accounts, and receiving and paying all such money as shall come into his hands as treasurer, at the rate of three-pence in the pound.

Comptrollers
to be elected,
&c.

XXVIII. BE IT ENACTED, That the inhabitants of Baltimore-town, qualified to vote for delegates, elect annually by ballot, at the election for delegates, three persons, inhabitants of said town, skilful in accounts, and men of integrity and capacity, who shall be called Comptrollers of Accounts, who are to examine, and certify that they have examined, and approve or disapprove, the annual accounts of the commissioners directed to be published in the news-papers, which approbation or disapprobation shall also be published with the account.

To ascertain
commissioners
pay, &c.

XXIX. BE IT ENACTED, That the aforesaid persons or comptrollers are hereby directed and authorized to ascertain what pay the special commissioners shall be entitled to for the time employed in discharge of the duties enjoined them by this act, and that the sum agreed upon and certified by the said comptrollers be paid said special commissioners by the treasurer, and that this settlement be annual, and the pay confined to the acting special commissioners.

Treasurer may
be removed,
&c.

XXX. AND BE IT ENACTED, That if the said treasurer shall refuse or neglect to do his duty, he shall be removed from his said office by any four or more of the said commissioners; and in case of removal, or if the said treasurer shall happen to die, the special commissioners to elect a successor; and the treasurer so removed, or the executors or administrators of the treasurer so dying, shall deliver to the succeeding treasurer all books, public accounts and papers, belonging to the said office, whole and undefaced, and shall likewise pay to the said succeeding treasurer all such sum or sums of money as he may have received, or have been paid to him as treasurer, under the penalty of two thousand pounds.

How fines, &c.
are to be reco-
vered, &c.

XXXI. AND BE IT ENACTED, That all the penalties, fines and forfeitures, imposed by this or any other act, the manner of levying and recovering of which is not before directed, if not exceeding five pounds, shall be recovered before one of the justices of the peace; and if such penalties, fines and forfeitures, do exceed the sum of five pounds, then to be recovered by action of debt, bill, plaint or information, in any county court within the state, wherein no essoin, protection, or wager of law to be allowed; all which recoveries shall be had in the name and by the treasurer aforesaid, to whom the sums recovered shall be paid, to be by him applied to the uses aforesaid, to be recovered with costs of suit.

XXXII. AND, whereas the paving the streets of Baltimore-town will be attended with a great expence to the inhabitants thereof, and it is necessary that due care be taken to preserve the pavements made or to be made from any and every avoidable and unnecessary injury; And whereas nothing can be more destructive to pavements of any kind, and particularly to those newly made, than the carrying large and excessive burthens in carriages, the felloes of the wheels whereof are