

to direct of what materials and in what manner the said wharfs shall be constructed, and to limit and shorten their present extension into the water, and the owner or owners thereof shall not be subject to any fine or fines to be imposed by the mayor, recorder, aldermen and common council, for any thing done in the premises, as being contrary to this act; provided nevertheless, that if the frames or logs aforesaid shall not lie so closely united and joined together as to prevent the earth carried into the space included as aforesaid from being washed out between the logs and timbers of the frames aforesaid, and from being drifted into the port, in such manner as to obstruct or endanger the navigation thereof, the wardens aforesaid shall have full powers and authority to direct the owner or owners of such wharfs to make the frames thereof so tight, compact and close, as to prevent the earth from being washed out and drifted as aforesaid; and if they shall neglect or refuse to comply with the direction and order of the said wardens, for the space of eight weeks after the same have been duly notified unto them, in that case such owner or owners shall forfeit and pay such fine or fines as may be imposed by the mayor, recorder and aldermen, or any other person, for contravening the provisions of this act.

VII. AND BE IT ENACTED, That said wardens shall take the following oath, or affirmation, as the case may be: "I, A. B. do swear, or affirm, that I will discharge the trust of warden of the port of the city of Annapolis to the best of my ability, without favour, affection or partiality."

Wardens oath.

VIII. AND BE IT ENACTED, That in all differences that shall arise between any citizen of Annapolis and said wardens, touching the discharge of their duty as such, an appeal shall lie to the said mayor, recorder and aldermen.

An appeal shall lie, &c.

IX. AND BE IT ENACTED, That all fines that may arise in consequence of this act shall go to the use of the city of Annapolis, in such manner as said mayor, recorder, aldermen and common council-men, shall from time to time direct.

Fines appropriated.

C H A P. XXVII.

An ACT to establish permanent salaries for the chancellor and the judges. Lib. TBH No. A. fol. 643.

Passed 12th of March, 1786.

WHEREAS the independence and uprightness of judges are essential to the impartial administration of justice, and a great security to the rights and liberties of the people; and by the declaration of rights it is directed, that the chancellor, and all judges, should hold their commissions during good behaviour, and that salaries liberal, but not profuse, should be secured to them during the continuance of their commissions; and that the chancellor, or any judge, ought not to hold any other office, civil or military, or receive fees or perquisites of any kind: And whereas the chancellor and the judges, from the nature of their office, must necessarily dedicate the far greater part of their time to qualify themselves for the faithful discharge of their duty, and it is just and proper that they should receive from the public a reasonable, adequate and permanent compensation, for their services;

Preamble.

II. BE IT ENACTED, by the General Assembly of Maryland, That the chancellor, and the judges, shall be entitled to receive at the rate of the following annual salaries, in current money, during the continuance of their commissions, to wit: To the chancellor, six hundred and fifty pounds current money; (a) to the chief judge of the general court, six hundred pounds; to the other judges of the general court, each five hundred pounds; (b) to the judges of the court of appeals, each two hundred pounds; (c) to the judge of the court of admiralty, two hundred and fifty pounds.

Salary to chancellor, &c.

(a) The salary was increased by November, 1792, ch. 76, to £. 950 0 0, by 1797, ch. 71, (as chancellor and judge of the land-office,) to £. 1125 0 0, and by 1798, ch. 86, to £. 1275 0 0; the two last acts were to continue to 20th October, 1800, &c. By the first act taxes were laid on seals, &c. in the chancery court, to be applied towards the payment of the said salary.

(b) These salaries were increased by 1797, ch. 50, so as to make that of each judge £. 750 0 0. The act was to continue to 20th October, 1800, &c.

(c) An addition was made of £. 112 10 0, by 1797, ch. 79, which act was to continue to 20th October, 1800, &c. and by 1799, ch. 52, the salaries were increased to 1000 dollars.

III. AND BE IT ENACTED, That the said salaries shall be paid quarterly, out of the supplies raised every year, until the general assembly shall make other provision for payment; and the said salaries, for the ensuing year, shall be paid out of the arrearages of taxes due for the year seventeen hundred and eighty-five.

To be paid quarterly, &c.