

C H A P.
XII.
Persons ag-
grieved may
complain, &c.

II. BE IT ENACTED, by the General Assembly of Maryland, That where any collector or his deputies shall, by distress or otherwise, collect and receive, as for public dues or taxes, more than the sum *bonâ fide* due, upon complaint of the person aggrieved, the commissioners of the tax for the county where such collection or receipt shall have been made, or a majority of them, shall and they are hereby empowered, upon complaint of the party so aggrieved, to hear and adjust the same; and if it shall appear to the said commissioners of the tax, or a majority of them, that more hath been received than was due, then and in that case the said commissioners, or a majority of them, shall, and they are hereby directed and empowered, to order the collector to pay double the sum received and not due, with the cost arising on the distress, and the expence of the said commissioners for their meeting and adjusting the same; but if it shall appear to the said commissioners, or a majority of them, that such receipt was merely through mistake, then shall the said commissioners order the excess only to be refunded, with costs and expences as aforesaid; and the said commissioners, or a majority of them, may carry such order into effect, by their warrant to the sheriff or coroner, as the case may be, of their county, to levy the same by *feri facias*, or to take the body of the said collector in execution, as on a *capias ad satisfaciendum*, in satisfaction thereof; and if complaint shall be made without just cause, the party complaining shall pay the costs and expences arising on such complaint.

On application,
sale may be sus-
pended, &c.

III. AND BE IT ENACTED, That on any property being executed for or under colour of any public dues or taxes, if the person whose property hath been or shall be so executed will apply to any commissioner of the tax for the county where such property shall be executed, alleging that the whole sum, or any part thereof for which such execution shall have been made, is not due for public dues or taxes, such commissioner may, by writing, order that the sale of these goods shall be suspended for any time not exceeding ten days, and appoint a day and place for the person executing the said property to make appear his claim before the commissioners of the tax for such county; and the said commissioners may and shall adjudge and determine the sum due for which execution may rightfully be made, beyond which no sale shall be made of the goods in such case; and the commissioners may, in case the distress shall appear to them excessive, order such part of the goods as they may think proper and just, to be immediately released, and may order either party to pay the costs, and the expences of the commissioners sitting, as justice may require, and may enforce a compliance with their order by process as aforesaid.

C H A P. XIII.

Passed 20th of
Jan. 1787.

An ACT to revive and continue the proceedings of the orphans court of Calvert county. Lib. TBH. No. B. fol. 96.

C H A P. XIV.

An ACT to repeal part of the act (a) for the better security of the government. Lib. TBH. No. B. fol. 96.

(a) October, 1777, ch. 20.

Preamble.

WHEREAS this general assembly are of opinion, that it is impolitic and unnecessary to continue any longer the discrimination created, and the penalties and disabilities imposed, on nonjurors by the act for the better security of the government;

Part of an act
repealed.

II. BE IT ENACTED, by the General Assembly of Maryland, That such part of the said act, entitled, An act for the better security of the government, as disqualifies and disables nonjurors from holding offices, and voting at elections, shall be and hereby is repealed.

Provide

III. PROVIDED ALWAYS, AND IT IS HEREBY ENACTED, That no person whatever, who hath not heretofore taken and subscribed the oaths to government, as directed by the act, (b) entitled, An act for the better security of government, shall be admitted to vote at any election, until he shall take or affirm, as the case may be, and subscribe, the oath of allegiance prescribed by the fifty-fifth article of the constitution of this state, before some justice of the peace in the county where he resides, or one of the judges of the general court.

(b) October, 1777, ch. 20.

C H A P. XV.

An ACT to confirm unto Abraham Reeve, of Harford county, his title in a moiety of a tract of land called West's Favour. Lib. TBH. No. B. fol. 97. A Private Act.

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