

C. H. A. P. LXVIII.

the levy court shall, after the return of said plot as aforesaid, appoint a supervisor or supervisors to open the same, and shall levy a sum of money, not exceeding one hundred dollars, for that purpose; and the said road, when opened as aforesaid, shall be taken for, and it is hereby declared to be, a public road in said county, and may be repaired as other public roads are repaired in said county; provided nevertheless, that nothing herein contained shall authorize the said commissioners to open the said road, or the levy court to levy any sum of money for that purpose, until the assent of every person through whose land the said road may pass be first had and obtained under the hand of every such person, and returned to the levy court aforesaid; and provided also, that nothing herein contained shall in any manner authorize the said commissioners to lay out the said road through the lands of any infant, or person *non compos mentis*.

IV. AND BE IT ENACTED, That the commissioners appointed in virtue of this act, and the surveyor employed by the said commissioners, shall be entitled to an allowance of two dollars for every day they shall severally attend in discharge of the duties herein imposed.

Allowance to commissioners, &c.

C H A P. LXIX.

A Supplement to the act * for the better administration of justice in the several counties of this state. Lib. JG. No. 2. fol. 675.

Passed both of Jan. 1798. * 1796, ch. 43.

BE IT ENACTED, by the General Assembly of Maryland, That upon the death, resignation, removal out of the district, or other disqualification, of any chief justice now in commission, or who may hereafter be commissioned in virtue of this act, the governor and council shall and they are hereby authorized and directed to appoint and commission, for such district in which the vacancy may happen, one person of integrity, experience and sound legal knowledge, who, after his appointment, shall reside in the district for which he is appointed, (and who shall be styled in the commission Chief Justice of the county courts in such district;) and upon the death, resignation, removal to reside out of the district, or other disqualification, of any associate justice commissioned in virtue of the act to which this is a supplement, or who may hereafter be commissioned in virtue of this act, the governor and council shall and they are hereby authorized and directed to appoint and commission, in such county in which the vacancy may happen, two persons of integrity, experience and knowledge, residents of the county for which they are appointed, (who shall be styled in the commission Associate Justices of the county court of the county for which they shall be appointed;) and the said chief justice and associate justices shall hold their commissions during good behaviour, and may be removed for misbehaviour, in the same manner as the chancellor and the judges may be removed agreeably to the constitution of this state, and not otherwise.

How vacancies are to be filled, &c.

II. AND BE IT ENACTED, That every chief justice appointed and commissioned in virtue of an act of assembly passed at November session, seventeen hundred and ninety-six, * entitled, An act for the better administration of justice in the several counties of this state, or who may hereafter be appointed in virtue of this act, shall receive, as a compensation for his services, as follows, viz. For the first district, at the rate of one thousand three hundred dollars *per annum*; for the second district, at the rate of one thousand three hundred dollars *per annum*; for the third district at the rate of one thousand four hundred dollars *per annum*; for the fourth district, at the rate of one thousand three hundred dollars *per annum*; for the fifth district, at the rate of one thousand three hundred dollars *per annum*; and the treasurer of the western shore shall and he is hereby authorized and directed to pay quarterly, out of any unappropriated money which may be in the treasury, to each of the chief justices, or to his order, the salary which by law he is entitled to receive.

Salaries ascertained, &c. * Chapter 43.

III. AND BE IT ENACTED, That the taxes to be paid by the directions of the act to which this is a supplement, shall be paid to the clerks of the respective county courts at the time of issuing the said process or commissions, or of entering the said appeals, or producing the said writs of error, *habeas corpus*, or *certiorari*, by the persons applying for the said process or commissions, or desiring the said appeal to be entered, or producing the said writs of error, *habeas corpus*, or *certiorari*, and shall be allowed and taxed in the costs of suits; and the clerk of every county shall, every six months, settle his accounts, on oath, or affirmation, with the treasurer of his respective shore, and shall pay the sum adjusted to the said treasurer; and every county clerk may retain at the rate of three *per cent.* for his trouble in receiving and paying the said fees according to this act; and it shall be the duty of the said respective clerks, at or before the close of each respective term, and before the returns required by the said original act shall be made to the said respective treasurers, to present a true, plain and correct list of the several taxes imposed upon the said process and law proceedings, and receivable

To whom the taxes are to be paid, &c.