

C H A P.
LXIX.

receivable by them, to the justices of their respective courts, for their examination and approbation; and if, upon the examination of such list, and the correction thereof, if necessary, the same shall be approved, the same shall be subscribed by them, or by the chief justice alone, or by the associate justices, and the gross amount of taxes therein contained shall be certified immediately thereafter by the said chief justice, or by the associate justices, to the treasurer of their respective shore; and every list so subscribed shall be returned, and the amount of taxes therein contained shall be paid, within the space of fifteen days after the subscription thereof as aforesaid, by the said clerks to the respective treasurers; and if any of the said clerks shall refuse or neglect to present a true, plain and correct list of the said taxes in manner aforesaid, or to return the same as herein before directed to the said respective treasurers, every such clerk shall forfeit and pay the sum of one hundred dollars for every offence.

Justices to ascertain the amount, &c.

IV. AND BE IT ENACTED, That the justices of the levy court for the several counties, at the time of laying their county assessment for the year seventeen hundred and ninety-eight, and every year thereafter, shall ascertain the amount of the money collected in their county from the tax herein before imposed, by a certificate from the clerk of their county, and thereupon the said justices, after deducting the sum so paid by their clerk, shall lay such sum on their county as will make up the deficiency of the sum payable by their county as aforesaid, towards the annual allowance to the chief justice of their district, and commission of six *per cent.* for collection; and if there shall be any surplus of the money paid into the treasury by the clerk of any county beyond what will pay the quota of such county, the said surplus shall be applied to the use of the said county.

Monies to be paid to the treasurers, &c.

V. AND BE IT ENACTED, That all monies levied by the justices of the levy court in the several counties of this state towards paying the salaries of the said chief justices, shall hereafter be paid by the sheriffs or collectors collecting the same, to the treasurer of their respective shore, and if any collector or clerk shall not pay the money intrusted to his collection, by virtue of this act, to the treasurer of his respective shore, within thirty days after the same shall become due, it shall be lawful for the said treasurer to file an attested copy of such collector's bond, or a proved account of the sum due from such clerk, in the general court of the eastern and western shore respectively, and the clerk of the general court shall immediately thereupon issue a common *capias-ad respondendum* against such collector and securities, or against such clerk, returnable to the next succeeding court, and judgment or trial shall be had at the first term, without any imparlance or delay; and thereupon execution shall issue against such collector and his securities, and against such clerk, for such sum as by the judgment of the court shall appear to be due.

Part of an act repealed.
* Chapter 43.

VI. AND BE IT ENACTED, That every part 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, which may be contrary to, or inconsistent with, the provisions of this act, shall be and the same is hereby repealed.

Duration.

VII. This act to continue in force until the twentieth day of October, in the year eighteen hundred, and until the end of the next session of assembly which may happen thereafter.

C H A P. LXX.

Passed 20th of Jan. 1798.

An ACT to incorporate a company for making several turnpike roads through Baltimore and Frederick counties, until they intersect the divisional line between Maryland and Pennsylvania. Lib. JG.

No. 2. fol. 677.

Preamble.

WHEREAS the great quantity of heavy articles of the growth and produce of the country, and of foreign goods, which are daily transported between the city of Baltimore and the western counties of the states of Maryland and Pennsylvania, requires an amendment of the highways, which can only be effected by artificial beds of stone and gravel, disposed in such manner as to prevent the wheels of carriages from cutting into the soil, the expences whereof will be great; and it is reasonable that those who will enjoy the benefits of such highways should pay a compensation therefor, and there is reason to believe such highways will be undertaken by an association of citizens, if proper encouragement be given by the legislature; therefore,

A subscription to be opened, &c.

II. BE IT ENACTED, by the General Assembly of Maryland, That a subscription be opened for a capital of three hundred thousand dollars, in shares of one hundred dollars each, and that Samuel Smith,