

## OFFICE AND OFFICERS.

Quakers, menonists, tinkers, or nicolites or new quakers, empowered to hold offices by affirming instead of taking the oaths before required. 1794, ch. 49, confirmed by 1795, ch. 11.

No slave manumitted agreeably to the laws of this state since the passage of the act of April, 1783, ch. 23, or to be made free in virtue of this act, shall be eligible to any office of profit or trust. 1796, ch. 67, § 5.

Damages and costs to be allowed on suits for any battery or assault on an officer in and for the execution of his office, or on a person assisting him. November, 1787, ch. 39, § 3.

## OFFICERS AND SOLDIERS.

The lands or lots granted to them not liable to the provisions of the act for the more effectual collection of the county charges in Allegany county, unless transferred. 1796, ch. 8, § 6.

The returns made by the commissioners of land granted to the officers and soldiers westward of Fort Cumberland to be corrected by the register of the land-office. 1797, ch. 31.

See ARMY.

## OFFICERS FEES.

Directions respecting security for officers fees and costs. 1715, ch. 48, § 12, 1716, ch. 20, § 2, 1796, ch. 43, § 12.

Respecting fees to the sheriffs for executing for those due to officers, and manner of proceeding therein. 1724, ch. 21.

Respecting the manner of drawing out accounts of fees. 1731, ch. 15, § 2.

Respecting accounts of fees to be delivered by sheriffs and sub-sheriffs. 1769, ch. 15, § 4.

No chancellor or judge ought to receive fees or perquisites of any kind. Decl. 30.

The officers mentioned in this act, their deputies, &c. not to take, directly or indirectly, by reason of their offices, any other or greater fees than are therein limited and allowed, under the penalty of £. 50. November, 1779, ch. 25, § 2.

Fees to the register in chancery. *Ibid.*

To the clerk of the general court. *Ibid.*

To the registers of the land-office. *Ibid.* 1795, ch. 61, § 9.

To the notary public. November, 1779, ch. 25, § 2.

The fees to the notary public to be paid at the time of the service done. *Ibid.* § 2, 3.

Fees to the register of wills. 1797, ch. 76.

The register not to take greater fees under a penalty of 150 dollars. *Ibid.*

Estates not exceeding £. 30 0 0 deemed pauper estates, and the register allowed for finally settling the same 30%. and no more. November, 1779, ch. 25, § 6.

No register of wills shall demand or receive any fee, gratuity, &c. for giving his advice in any thing relating to his office, under the penalty of £. 50 0 0. *Ibid.* § 7.

Fees to the clerks of county courts. *Ibid.* § 3.

Criminal fees. *Ibid.*

A deduction of one fourth to be made from all officers fees under this act chargeable by law to the state or any county, except sheriffs fees for the imprisonment of persons criminally charged. November, 1787, ch. 34, § 3.

Fees for chancery proceedings in county courts. November, 1779, ch. 25, § 3.

Fees to the sheriff. *Ibid.*

When a *ca sa* issues, poundage shall in no case be demanded or taken upon the execution thereof, or charging any person in execution, for any greater sum than the real *bona fide* debt due and claimed by the plaintiff amounts to. *Ibid.* § 4.

Such sum the clerk, or the plaintiff, his agent or attorney, shall make and specify on the back of such writ, with a

## OFFICERS FEES.

note, (in case of penalty,) that the growing interest is claimed till payment. *Ibid.*

No sheriff shall be obliged to execute such writ before such endorsement. *Ibid.*

On the service of an execution for money or tobacco, the sheriff shall charge and receive on the same at the rate of 7½ per cent. for the first £. 10 0 0 in money, or 1000 lbs. of tobacco, and 3 per cent. for the residue, in the same specie the execution shall issue for, to be endorsed as aforesaid. *Ibid.* § 5, 1790, ch. 59, § 2.

On execution or attachment on lands held for years or a greater estate, only one half the poundage fees. 1790, ch. 59, § 2.

If the estate in land shall not be chargeable by appraisement, and delivered to the plaintiff, or by sale of the sheriff, one quarter part only of the poundage fees shall be chargeable. *Ibid.*

Sheriffs shall not be answerable in an action of escape for more than the sum of money or tobacco really due, or endorsed to be received on the execution in discharge thereof. November, 1779, ch. 25, § 5.

Fees to the surveyor. *Ibid.*

Where a surveyor returns a certificate to the examiner-general which is found erroneous, the party shall not pay fees to the surveyor or examiner, but the surveyor shall pay the examiner one third of his fees. *Ibid.* § 12.

Fees to the examiner-general. *Ibid.* § 5, 1795, ch. 61, § 9, 1797, ch. 53, ch. 107, 1798, ch. 114.

To the clerk of the court of appeals. November, 1779, ch. 25, § 5.

To the crier in the general court. *Ibid.*

In the county court. *Ibid.*

To the coroner. *Ibid.*

All persons appointed to any office mentioned in this act shall, before they enter on the execution thereof, take the oath therein prescribed respecting their conduct, fees, &c. under the penalty of £. 150 0 0. *Ibid.* § 8.

Accounts of officers fees mentioned in this act to be made out in a fair clear manner, and in words at length. *Ibid.* § 9.

Copies of them to be delivered when required. *Ibid.*

Deputies and under clerks to take the oath therein prescribed, not to take fees for themselves, or to charge higher fees than are limited, under the penalty of £. 100 0 0 for refusal or neglect. *Ibid.*

Penalties on justices for refusing to administer such oaths, and neglecting to return them to court to be recorded. *Ibid.*

Where actions are entered agreed, struck off, discontinued or abated, or are otherwise ended before final judgment or decree, the proceedings shall not be recorded, unless at the request of the plaintiff or defendant, or his agent or attorney, signified in writing to the clerks, and if recorded without such request no fees shall be payable therefor. *Ibid.* § 10.

Every officer mentioned by this act shall set up, and constantly keep in the most public place in his office, a fair table of the fees thereby rated and established, under the penalty of £. 50 0 0 for every month's neglect. *Ibid.*

No officer in this act mentioned shall send out his fees on execution but once in every year, between the first of January and the first of March, under the penalty of £. 200 0 0. *Ibid.* § 11.

The party, or his effects, shall not be executed for such fees, unless his account is delivered, or left at his last place of abode, on or before the first day of May in any year. *Ibid.*

After such delivery, &c. the sheriff, on notice that the debtor is about to abscond or remove his effects, may, between the first of May and the tenth of August yearly, apply to a magistrate,