

“ Constable.” And whereas it often happens, that the Persons so appointed as aforesaid delay taking the Oaths aforesaid, by which Means the Hundred, for which such Person is appointed, remains a considerable Time without a Constable.

*Be it therefore Enacted by the Right Honourable the Lord Proprietary, by and with the Advice and Consent of his Lordship's President, and the Upper and Lower Houses of Assembly, and the Authority of the same, That* from and after the End of this Session of Assembly, the Clerk of every County Court respectively, after the Appointment of every Constable in such County, shall signify such Appointment under his Hand, and deliver the same to the Sheriff of the said County within five Days after every such Appointment, under the Penalty of Twenty Shillings, to be recovered before a single Magistrate as in case of small Debts, to and for the Use of the County where such Neglect of Notice shall be made: And the Sheriff shall, within ten Days after such Delivery as aforesaid, deliver the same to each respective Person so appointed as aforesaid, or leave the same at his usual Place of Abode, under the Penalty of Twenty Shillings Current Money, to be recovered in Manner aforesaid to the Use aforesaid: And every Person so appointed as aforesaid, that shall not within five Days after such Notice, qualify himself, by taking the Oaths appointed by the said recited Act, shall incur the Penalty mentioned in the said Act, to be recovered as by the same Act is directed, and applied to the Use therein mentioned.

Manner of appointing Constables.

Penalty on Constables on not taking the Oaths.

And whereas there is no Provision made by the above-recited Act, for the Appointment of Constables on the Death or Removal of any Constable, who shall die or remove before he hath served his due Time in that Station limited by Law, or that shall refuse to qualify upon any Appointment, according to the Directions of this and the above-recited Act: For Remedy whereof, *Be it likewise Enacted,* That where any such Constable shall die, or remove out of the County in which he shall be appointed, either before or after his Qualification in Manner aforesaid, or that shall refuse or neglect to qualify on such Appointment in Manner aforesaid; that then and in such Case, it shall and may be lawful for any two of the next Justices of the Peace, in the County where such Death, Removal, or Refusal shall happen, and they are hereby required forthwith to appoint another proper Person in the said Hundred, to be Constable, in the Place and Stead of such Constable so dead, removed, or refusing; which Person, by the Justices aforesaid so appointed, upon their Certificate of such Appointment to him delivered, shall, within the Time aforesaid, and according to the Directions of this and the above-recited Act, qualify himself in the same Manner and Form, and be subject to the same Penalties imposed by this and the above recited Act, on all Constables who shall be appointed at the first County Courts which shall be held after *Michaelmas*, respectively are.

Duty of Justices, in case of the Death or Removal of a Constable.