

Passed December 22.

An ACT to extend the time for the late sheriff of Montgomery county to complete his collection.

B. Jones to receive and collect, &c.

BE it enacted, by the General Assembly of Maryland, That it shall and may be lawful for Benjamin White Jones, late sheriff of Montgomery county, to receive and collect, by execution or otherwise, at any time before the first day of August next, all balances due for public taxes and officers fees which he has been appointed to collect during the time of his sheriffalty, in as full and ample manner as he might or could have done whilst he was sheriff and collector, any law to the contrary notwithstanding.

Penalty on his collecting more than is due, &c.

II. **Be it enacted**, by the General Assembly of Maryland, That if the said Benjamin White Jones, or his deputies, shall, by distress or otherwise, collect and receive, as for public dues or officers fees, more than the sum *bonâ fide* due, upon complaint of the person aggrieved the commissioners of the tax for Montgomery county, 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 said Benjamin White Jones 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 Benjamin White Jones 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 execution of property, persons may apply to any commissioner, &c.

III. **And be it enacted**, That on any property being executed by the said Benjamin White Jones, for or under colour of any public dues or officers fees, if the person, whose property hath been or shall be so executed, will apply to any commissioner of the tax in Montgomery county, alleging, that the whole sum, or any part thereof, for which such execution shall have been made, is not due for public dues or officers fees, such commissioner may, by writing, order that the sale of the goods shall be suspended for any time not exceeding ten days, and appoint a day and place for the said Benjamin White Jones to make appear his claim before the commissioners of the tax for said 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.

Passed December 22.

An ACT for dividing All-Saints parish, in Montgomery, Frederick, Washington, and Allegany counties, and for erecting a parish out of the same, called by the name of Saint-Peter's parish.

A new parish created, &c.

BE it enacted, That from and after the first day of November next, all that part of All-Saints parish, beginning at the mouth of Great Seneca, and running by and with said run to the main road leading from Montgomery court-house, by Basil Robert's, to Frederick-town, then with said road to the ferry on Monocacy, formerly known by the name of Kennedy's Ferry, thence
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