

Dec. Ses. 1816. also serve a copy of the said plea on the plaintiff, or his attorney, twenty days before the trial.

CHAPTER 118.

Passed Jan. 11. An act for the relief of James P. Heath of the City of Baltimore.

Benefits of the insolvent laws granted. Sec. 1. *Be it enacted by the General Assembly of Maryland,* That the judges of Baltimore county court, be and they are hereby authorised and directed, to extend to James P. Heath, of the city of Baltimore, the benefit of the act of assembly, passed at November session, eighteen hundred and five, entitled, An act for the relief of sundry insolvent debtors, and the several supplements thereto, without requiring the said James P. Heath to produce the assent in writing of two thirds in amount of his creditors, as is prescribed by the provisions of the said act, and supplements thereto.

CHAPTER 119.

Passed Jan. 15. An act to provide for the Recording of certain Deeds and other Papers.

Deeds, &c. in certain cases to be recorded. Sec. 1. *Be it enacted by the General Assembly of Maryland,* That wherever the clerk of any county court in this state hath died, or shall hereafter die, leaving in his office any deed or deeds, or other paper or papers, other than judgments or proceedings in court, and which are required by law to be recorded, and have not been entered in the record books as required by law in the life-time of the clerk who received the same, it shall be the duty of the clerk of such county, for the time being, to record the same, as of the day on which the said deeds or other papers shall appear by indorsement thereon to have been received in the clerk's office to be recorded; and the clerk who shall so record the same shall affix thereto the name of the clerk who received the same, and also his own name, and the said deeds, and other papers, when so recorded, shall be of the same force and effect as if the same had been duly recorded in the record books on the day on which they were so received.

Allowance for the same. 2. *And be it enacted,* That the clerk so recording the said deed or deeds, or other papers, shall be entitled to the same fees as are now allowed by law for similar services, to be paid by the party at whose request the said deed or deeds, or other papers, shall be recorded.

— in certain cases to be recovered as small debts are. 3. *And be it enacted,* That wherever the fees in the cases before mentioned have been paid to any deceased clerk, his executors or administrators, for recording any such deed or deeds, or other paper or papers, the person or persons paying the same for recording under this act, shall be entitled to recover from the executors or administrators of such deceased clerk, so much money as they shall respectively pay, in the same manner as small debts are recovered before a single justice of the peace; *Provided always,* that no clerk shall be bound to record any such deed or deeds, or other papers, unless his fees therefor shall be first satisfactorily secured to him.

Proviso.