

XI. AND BE IT ENACTED, That no officer herein before mentioned, under the penalty of two hundred pounds for every offence, shall send out his fees on execution but once in every year, between the first day of January and the first day of March, during the continuance of this act; and the party charged, his body, goods or chattels, shall not be executed for any of the aforesaid fees, unless his account of such fees be delivered to him, or left at his last place of abode, on or before the first day of May in any year the said fees shall be sent out or demanded.

CHAP. XXV.
Fees to be sent out but once, &c.

XII. AND BE IT ENACTED, That where any surveyor returns a certificate for the examination of the examiner-general, and the same shall be by him found erroneous, in such case the party, for whose use such survey is made, shall not be burthened with any fees on such erroneous certificate, either by the examiner-general or surveyor, but the surveyor returning such erroneous certificate, shall pay the examiner-general for his trouble in examining the same, one third part of such fees as by this act are allowed to the examiner-general.

Surveyor not to be paid for erroneous certificates, &c.

XIII. AND BE IT ENACTED, That any sheriff within this state may, and he is hereby directed and required, at any time between the first day of May and the tenth day of August yearly, (on notice to him given that any inhabitant of his county indebted for officers fees, and for which an account had been, before the said first day of May, delivered to or left at the last place of abode of such inhabitant, is about to abscond or remove his effects from the place of his residence, whereby the said sheriff may be prevented from executing the same,) to apply himself to any magistrate of his county, and the said magistrate, on such sheriff's application, and oath made by the sheriff or some other credible person, that the said sheriff or such person is informed, and verily believes, that such debtor is about to abscond or remove his effects out of the said county, and thereby prevent the sheriff from executing such debtor, or his effects, for officers fees so as aforesaid due, and that an account had been delivered or left, as by this law is directed, (which oath shall be reduced to writing, signed, and left with the said magistrate, and by him returned to the next county court,) shall give the said sheriff a warrant from under his hand and seal, and thereby direct and empower the said sheriff to execute the said debtor, or his effects, for the fees so as aforesaid due, in money, at the rate hereafter specified, which the said sheriff shall do without any execution fee.

Sheriff may execute, &c.

XIV. PROVIDED ALWAYS, AND BE IT ENACTED, If any debtor, absconding, or about to abscond, or remove his effects, will give such sheriff good and sufficient security for the payment of all such officers fees, that in such case the sheriff shall and he is hereby obliged to take the same.

Proviso.

XV. AND BE IT ENACTED, That all costs recovered by judgment, or decree, shall hereafter be payable and paid in money, and not otherwise.

To be paid in money.

XVI. AND BE IT ENACTED, That the several county justices in their respective counties, at the time of assessing the county levy, shall and are hereby empowered and directed to allow to the clerk of their respective courts, in their county levies, full satisfaction of warrants to the overseers of the highways, constables warrants, assisting in laying and apportioning the county levy, and all other services to be done for their respective counties, and by order of the justices for the time being, the following sums, to wit: For Saint-Mary's, Kent, Anne-Arundel, Charles, Somerset, Dorchester, Baltimore, Cecil, Prince-George's, Talbot, Queen-Anne's, Worcester, Frederick and Washington counties, one hundred pounds each; for Calvert, Harford, Caroline and Montgomery counties, eighty pounds each; and all the respective county clerks within this state for the time being, shall and they are hereby obliged to do all the said services, and such others, for the use of the respective counties, as shall be required by the justices of the peace for each respective county, from time to time, and at all times hereafter, for and in consideration of the said allowance.

Allowance to county clerks, &c.

XVII. AND BE IT ENACTED, That if any person, chargeable with officers fees as aforesaid, shall neglect or refuse to pay the same within the time aforesaid, it shall be lawful for the sheriffs, immediately after the tenth day of August yearly, to distrain the goods and chattels of the person so neglecting or refusing; and to sell and dispose thereof, at the expiration of five days after distress made, at public auction, all which shall be done by the said sheriff without fee or reward, and the overplus, beyond what will satisfy the demand aforesaid, shall be returnable to the debtor.

Sheriff may distrain goods, &c.

This section was excepted out of the continuing act of October, 1780, ch. 25, but this act has since been continued by several other acts.

XVIII. AND BE IT ENACTED, That if any person indebted for such fees shall refuse to pay the same within the time aforesaid, or shall, on demand, neglect or refuse to shew to the sheriff goods or chattels

Persons may be executed, &c.