

COUNTY CHARGE. See *Amerciaments*, 3. *Fines and Forfeitures*, 6, 7.

## COUNTY-CLERKS.

1. County Clerks, before executing any Part of their Office, shall enter into Bond of 1000*l.* Currency, with Two sufficient Sureties, for the finding at their own Expence, good and sufficient Record Books, making true and perfect Records and Entries, preserving and repairing, &c. all the Books, Papers and Records, remaining in, or added to, his Office during his Continuance therein, &c. Which Bond shall be entered into in the Name of his Lordship, before the County Court; and a Probat thereof immediately made before the Court, or before Two County Justices, and entered in the County Records for Conveyance of Land, and the Original Bond lodged in the Council Office. 1716, *ch.* 1, §. 3, 6; and 1742, *ch.* 10, §. 2.

2. The Clerks may be obliged to renew these Bonds with other Sureties, as often as the Court shall disapprove the sufficiency of the former. 1742, *ch.* 10, §. 4.

3. No Clerk shall remove any Books, Papers or Records, out of their Offices, and keep the same out at any Time between Eleven at Night, and Six in the Morning, on Penalty of 10*l.* Currency for each Offence. 1747, *ch.* 3, §. 10, 11. But County Clerks may remove out of their Offices, the last Recording Book for Judgments, and the Four last Court Dockets and Papers, and keep the same at their own Houses, or other convenient Places, &c. 1748, *ch.* 7, §. 2.

4. County Clerks shall, by themselves or their Deputies, attend at their respective Court Houses, One or more Days in every Week (to be appointed by the County Court) from Nine in the Morning 'til Sun-set, for the Dispatch of Business; on Penalty of 600*lb* Tobacco for each Neglect herein: One Half to the County School, the other Half to the Person suing for the same, before a single Magistrate, as in Case of small Debts. But nothing in this Act shall extend to discharge any Clerk from any Mifeazance or Neglect in his Office. *Ibid.* §. 3, 4.

5. County Clerks shall keep an Account of the Levy, and transmit a Copy thereof yearly before the 10<sup>th</sup> March, to the Governor and Council, under the County Seal; on Penalty of 1000*lb* Tobacco for every Neglect. 1704, *ch.* 34, §. 2, 3.

6. County Clerks shall issue Warrants to the several Overseers of Highways, appointed by the Court, on Forfeiture of 1000*lb* Tobacco. 1704, *ch.* 21, §. 4. And shall give an Account to the Sheriff yearly, of the Fines incurred by Persons for not appearing, &c. on the Highways, when duly warned, in order to collect the same. 1723, *ch.* 17.

7. County Clerks shall record the Notes set up on the County Court-House Door, by Masters of Ships, publishing their Rate of Tobacco upon Freight per Ton: And a Certificate of such Publication and Freight, under the Hand of the County Clerk, shall be sent with Craft fetching Tobacco from another County. 1704, *ch.* 62, §. 1, 4.

8. On Demand of an Appeal, the Clerk shall enter a Memorandum thereof, both in the Proceedings and Records. And such Clerk refusing to make out a Transcript of the Proceedings (on Request of any Appellant) shall be liable to the Damages sustained by the Appellant by such Refusal or Delay; such Party paying or securing the Clerks legal Fees. 1713, *ch.* 4, §. 4, 5.

9. Acts of Assembly, after Publication under the Great Seal, are to be lodged with the County Clerk. 1715, *ch.* 25, §. 1.

10. County Clerks shall every June Court, present the Orphan Jury with a List of the Orphans and Apprentices of their respective Counties. 1715, *ch.* 39, §. 22.

11. Clerks shall not plead as Attorneys in the Court wherein they bear Office; on Penalty of 3000*lb* Tobacco for every Offence. 1715, *ch.* 41, §. 9.

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12. County Clerks shall keep an Account of Amerciaments, and deliver or send the same to the several Sheriffs, to be collected with the Levy: And shall also give an Account of the Amerciaments to the Chief Justice, yearly, at November Court. *Ibid.* §. 11, 12.

13. The Clerk, on Receipt of any Deed, shall endorse the Time of his receiving the same upon the Back thereof; and shall enroll the same, and alphabet the Names of both Parties, and endorse the Enrolment and Folio on the Back of the Deed, and sign such Endorsement. 1715, *ch.* 47, §. 7.

14. All Bills, Bonds, or other Specialties, taken by any County Clerk, shall be endorsed for what, or how they became due; or in Default thereof, shall be void. 1715, *ch.* 48, §. 9.

15. An authentic Testimonial of the Offences of Convicts, and of the Number of Years they are to serve, shall be lodged with the County Clerk, by every Master of a Ship importing such Convicts: And a Copy of such Testimonial, under the Clerk's Hand, shall be full Evidence. 1728, *ch.* 23, §. 5, 6.

16. Clerks shall deliver, when required, full and fair Copies of Costs of Suit, on Forfeiture of 2000*lb* Tobacco on Refusal. 1731, *ch.* 15, §. 3. And shall also, in Taxing Costs, deduct the proper Allowance for Convenience. 1763, *ch.* 18, §. 26.

17. No County Clerk shall issue more than one Writ or Declaration on such Bonds, where the Principal and Sureties reside in the same County. 1747, *ch.* 23, §. 8.

18. County Clerks shall signify the Appointment of Constables under their Hands, and deliver the same to the Sheriff within Five Days after every such Appointment, on Penalty of 20 Shillings Currency for each Neglect. 1752, *ch.* 7, §. 2.

19. Each County Clerk shall provide a Book, wherein he shall record the Proceedings of the Justices, with respect to the Inspection Law; and shall attend them on all Occasions relating thereto, taking an Oath before some Magistrate, to keep fair and just Entries of all such Proceedings, &c. And shall be allowed annually, out of the Profits arising by this Act, a Sum not exceeding 800*lb* Tobacco for all such Services. 1763, *ch.* 18, §. 55.

20. County Courts, shall yearly allow their respective Clerks 2000*lb* Tobacco in the County Levy, in full Satisfaction for Warrants to Overseers of Highways, Constables Warrants, taking Indentures of Orphans, assisting at laying the Levies, and all other Services by them done by Order of the Justices: All which, and such others, for the Use of their respective Counties, by Order of the Justices they shall be obliged to do. *Ibid.* §. 93.

21. Any County Clerk who shall issue Criminal Process without an Order for the same under the Hand of an Attorney, forfeits 2500*lb* Tobacco; one Half to the Support of Government, the other Half to the Party grieved, or to the Person informing or suing for the same. 1715, *ch.* 48, §. 3.

22. No County Clerk shall deliver any blank Writs to any Attorney, Sheriff, or other Person, on Penalty of 6000*lb* Tobacco; One Half to the Support of Government, the other to the Informer. *Ibid.* §. 11.

For other Matters, see *Criminal Fees*, 1. *Cursing*, &c. per Tot. *Inspectors*, 39, 42, 44. *Marriage*, 5. *Musters*, 7, 9. *Passes*, 1, 2, 5. *Process Civil*, 1. *Protestant Interest*, 3, 4, 6. *Public Arms*, 3, 5, 6, 9, 10. *Runaways*, 2. *Stay of Execution*, 5, 6. *Thieving*, 6.

## COUNTY COURTS.

1. Four County Courts shall be held annually in each County, *viz.*

Talbot, }  
Baltimore, } the First Tuesday in March, June,  
St. Mary's, } Aug. and Nov. 1715, *ch.* 14, §. 2.  
Worcester, }

\* By 1742, *ch.* 19.