

CHAP. 21. affirmation any one of said commissioners is hereby authorized to administer, and the said clerk shall be subject to the same penalties and forfeitures for non performance or neglect of official duty, as are prescribed by the existing laws, in relation as well to the several matters and things which the clerk of the said county court of said county, may be legally directed and required to perform, under the authority of the levy court, as likewise to those which appertain to the office of the present clerk of the commissioners of the tax for said county.

Varancy of clerkship.

Sec. 6. *And be it enacted* That in case of a varancy occurring in the office of clerk to the commissioners, as created by this act, in consequence of death, resignation, removal or disqualification, the same shall be supplied as soon thereafter as may be practicable, in the manner prescribed and directed by the preceding section of this act.

Compensation.

Sec. 7. *And be it enacted*, That the said clerk of the commissioners, to be appointed in virtue of this act as aforesaid, [to] be entitled to receive as compensation for his services, such sum annually as the commissioners may direct, not exceeding the sum of three hundred dollars, to be levied on the assessable property of said county, collected and paid over as the other county charges.

Records, books &c

Sec. 8. *And be it enacted*, That upon the appointment of a clerk to the commissioners as aforesaid, the clerk of Washington county court, shall upon demand of the said clerk to the commissioners, by order of the said commissioners, forthwith deliver over to the said clerk of the commissioners all books accounts, papers and documents belonging to, or in any manner appertaining to the said levy court of said county, and shall annually, on or before the second Monday of June, furnish to, and lay before the said commissioners, all copies of such lists, accounts, papers and documents, as may be useful and necessary to the said commissioners in ascertaining the county charges, and according to the directions which he may from time to time receive from the said commissioners, which services he shall have and receive such fees, as by law he is entitled to, for like services, and in case said clerk of Washington county court shall neglect or refuse to comply with any of the provisions or requisitions contained in this act, when called on by the said commissioners, or the clerk thereof by their order thereafter, he shall for every such neglect, or refusal, forfeit and pay the said commissioners for the use of the said county, the sum of one hundred dollars, to be recovered by indictment or action, in Washington county court.

Fees.

Appointments—provisions, &c.

Sec. 9. *And be it enacted*, That the commissioners for Washington county aforesaid, shall have for their use and under their control, the same room in the court house in Hagerstown, which is now used by the commissioners of the tax of Washington county, and they shall be entitled to receive into their care and charge, all the books, record and papers of the