

lecting or refusing to pay, he giving at least thirty days notice of such sale, previous thereto, in two or more of the newspapers published in Baltimore; and the said several sums of money, when thus collected, to pay over to the person or persons respectively entitled to receive the same; and in case the person or persons entitled to damages, refusing to receive the same when tendered, the tender thereof shall be considered as good and sufficient to enable the city commissioners to proceed to open the street, as if the said damages had been received; *Provided always*, that nothing herein contained shall be construed to prevent the ultimate payment of damages to such person or persons as may be justly entitled to receive the same, without interest, from the time of making such tender; and as a compensation for his services the said collector shall be entitled to a commission on the whole amount to be by him collected of seven and one half per cent.

Dec. Ses. 1816

Proviso.

CHAPTER 63.

An act to authorise James Keene, late Sheriff of Caroline County, to complete his collections. Passed Jan. 11

Sec. 1. *Be it enacted by the General Assembly of Maryland*, That James Keene, late sheriff of Caroline county, be and he is hereby authorised and empowered, to collect, until the first day of January, one thousand eight hundred and eighteen, all balances due him as sheriff of said county, in the same manner which he could or might have done within the time limited by law.

Time for collection extended.

2. *And be it enacted*, That before the said James Keene, late sheriff of Caroline county, as aforesaid, shall proceed to execute or distrain the property of any person or persons for taxes, officers fees, or public dues, in virtue of this act, he shall deliver to, or leave at the last place of abode of, the person or persons, his, her or their heirs, executors or administrators, chargeable with the same, at least thirty days previously to levying such execution or distress, an account, written in words at full length, of the taxes, officers fees or public dues, demanded of him, her or them, with an affidavit annexed thereto, that he has not received any part thereof, nor any thing as security or satisfaction for the same, more than credit given, to the best of his knowledge.

To deliver an account before execution.

3. *And be it enacted*, That the said James Keene, late sheriff of Caroline county, as aforesaid, before he derives any benefit from or under this act, shall lodge his collection books in the clerk's office of Caroline county, to be opened for the inspection of all persons interested in the same.

Books to be lodged in clerks office.

CHAPTER 64.

An act to authorise and empower the Justices of the Orphans Court of Charles County to appoint a Guardian to Mary Fowke, Catherine Elizabeth Fowke, William Augustus Fowke, and Virlinda Stone Fowke, infant children of Gerard Fowke and Mary Bayne Fowke, for certain purposes therein mentioned. Passed Jan. 13

Sec. 1. *Be it enacted by the General Assembly of Maryland*, That the justices of the orphans court of Charles county be, and

Orphans court to appoint a Guardian, &c.