

## CHAP. 1.

Deputies, &c.  
when called upon,  
to deliver up ac-  
counts, &c.

2. *And be it enacted*, That the several and respective deputies, agents or receivers, of the said William S. Handy, engaged or appointed by him, or acting as such, or in any manner, or who may have been at any time concerned in the receipt or collection of the said public taxes or county levy, under the said William S. Handy, or by virtue of his authority, or in his name, or otherwise, do and shall, at the request of, and when called upon by the said John King, Robert Leatherbury, Henry Banks, senior, Samuel Heath, Josiah F. Polk, and others, securities as aforesaid, or their agent or attorney, upon their respective oaths, produce, shew, explain, and deliver up to the clerk of the commissioners of the tax for Somerset county, all the books, accounts, papers, memorandums and vouchers whatsoever, of the said deputies, agents, receivers or others, so concerned as aforesaid, to be by the said clerk kept; and it shall and may be lawful for the securities as aforesaid, and all persons concerned, to take transcripts from and copies of the said books, accounts, papers, memorandums and vouchers, so with the said clerk deposited.

Upon neglect,  
clerk of commis-  
sioners of tax au-  
thorised to adjust  
accounts, &c.

3. *And be it enacted*, That if any of the agents, deputy sheriffs, deputy collectors, or receivers of the said William S. Handy, shall not, in five days after having been called upon by any of the securities of the said William S. Handy, on his sheriff's or collector's bonds, or by their agent or attorney, comply with the directions of this act, and deposit with the clerk of the commissioners of the tax, on oath, as aforesaid, all the books, accounts, papers, memorandums and vouchers, relating or in any wise appertaining to his said offices of sheriff and collector for Somerset county aforesaid, the said clerk is empowered, and hereby required, to adjust the accounts between the said William S. Handy and any of such deputies, and such person or persons, according to the best evidence which the said clerk may be able to obtain concerning his the said deputy's receipt, collection, or neglect of duty, as deputy; and after such adjustment, the said clerk is required to file such adjusted account, in the clerk's office of Somerset county; and it shall and may be lawful for the county court of Somerset, and they are hereby authorised and required, upon motion made to them in behalf of the said securities of the said William S. Handy, and on exhibiting to the said court the above adjusted account, to order a judgment to be entered, and an immediate execution to be awarded thereon, against the person or property of such deputy sheriff, or deputy collector; *Provided*, that a copy of the demand, and notice of such intended motion, be delivered in writing to such deputy sheriff or deputy collector, or left at his last place of abode, for the space of twenty days previous to the sitting of the court at which such application shall be intended; *And provided also*, that if such deputy sheriff or deputy collector shall, in person or by attorney, controvert the demand, and desire a jury to be impannelled to ascertain the sum of money really due and payable, the court shall direct a jury to be immediately impannelled, and charged to try and ascertain an issue, whether the said deputy sheriff or deputy collector be chargeable with, and liable to pay, any and what sum or sums of money, to the person or persons so claiming and authorised to receive the same in the place of the said William S. Handy; and the court is hereby authorised and required, upon such

Proviso

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