

Fees allowed in certain cases.

27 June, 1864, c. 163, s. 4, v. 13, p. 196.

Semi-annual return of fees.

3 March, 1873, c.

Limit to salary.

Ibid.

Adjustment of accounts.

28 July, 1866, c. 294, s. 2, v. 14, p. 309.

Decree of the court.

Ibid., s. 3.

Accounts, how settled.

Ibid.

Copy of decree.

Ibid., s. 4.

SEC. 922. The fees specified in this section, and no more, shall be allowed to the clerk for the following services :

For all services rendered to the United States, in cases in which the United States is a party of record, five dollars.

For each marriage license, one dollar.

For each certificate of official character, including the seal, fifty cents.

SEC. 923. The clerk shall make semi-annual returns of the amount of fees received by him to the Secretary of the Treasury.

226, s. 1, v. 17, p. 507.

SEC. 924. The salary, emoluments, and fees of the clerk shall not exceed the sum of six thousand dollars per annum, and the excess of fees collected by him, after defraying the necessary expenses of his office, shall be paid into the Treasury of the United States.

SEC. 925. The clerk's accounts of his earnings and expenses shall be adjusted by the regular auditor of the court, or by a special auditor to be appointed by the court for the purpose, within thirty days after the first day of January and July, every year; and the auditor shall immediately report his adjustment to the court, with such exceptions thereto as the clerk shall, within four days after the adjustment reported, take and file with the auditor.

SEC. 926. The court shall pronounce such decree upon the report and exceptions as may seem to it equitable and just; and such decree shall be final, and be binding upon the United States and the clerk.

SEC. 927. If, upon such account, a balance be found due from the clerk to the United States, the court shall order payment by the clerk into the Treasury, and enforce its order by execution, process of contempt, or otherwise; and if the clerk refuse to pay the money, shall remove him from office. If a balance be found due from the United States to the clerk, the same shall be paid upon presenting to the Treasurer a copy of the decree, duly certified.

SEC. 928. The clerk shall, as in other cases of judgments to which the United States is a party, furnish the Solicitor of the Treasury a copy of the decree, immediately after it is pronounced.

CHAPTER TWENTY-SEVEN.

REGISTER OF WILLS.

Sec.

929. Appointment and duties of register.

930. Bond of register.

931. Fees.

932. Additional fees allowed, when.

Sec.

933. Table of fees to be posted.

934. Forfeiture for neglect.

935. Penalty for taking excessive fees.

936. Record-books and dockets.

Appointment and duties of register.

27 Feb., 1801, c. 15, s. 12, v. 2, p. 107.

Bond of register.

21 June, 1870, c. 138, s. 1, v. 16, p. 160.

SEC. 929. There shall be appointed for the District a register of wills, who shall take an oath for the faithful and impartial discharge of the duties of his office, and who shall have all the powers and perform all the duties which were exercised and performed by the registers of wills of the orphans' court, within the State of Maryland, prior to the twenty-seventh day of February, eighteen hundred and one. [Sec §§ 63, 90, 144.]

SEC. 930. The register of wills shall, before he acts as such, give a bond to the United States, with two or more sureties, to be approved of by the chief justice of the supreme court of the District, in the sum of five thousand dollars, faithfully to discharge the duties of his office and seasonably to record the decrees and orders of the justice of the supreme court holding the special term for orphans' court business for the District, and all wills proved before him or the court, and all other matters directed to be recorded in the court or in the office of the register, which bond shall be entered in full upon the minutes of the court, and the original filed with the records thereof.

SEC. 931. There shall be allowed and paid to the register of wills the following fees: Fees.

- For every probate of will, where there is no controversy, one dollar; 26 May, 1824, c. 191, s. 1, v. 4, pp. 71-73.
- For granting letters testamentary, seventy-five cents; 25 June, 1864, c. 158, v. 13, p. 194.
- Annexing will, for one hundred words, twelve and one-half cents;
- For recording wills and other instruments, fifteen cents per folio of one hundred words;
- For granting letters of administration, seventy-five cents;
- Every bond taken of executors, administrators, or guardians, and recording the same, one dollar and fifty cents;
- For filing and entering renunciation of executors, or widows, twenty-five cents;
- For exemplification of letters testamentary, or letters of administration, under seal, one dollar;
- For issuing warrant, under seal, to appraisers, and warrant to swear them, fifty cents;
- For notice of administrators to creditors, and orders thereon, fifty cents;
- For entering caveat, twenty-five cents;
- For issuing citation, under seal, fifty cents;
- For administering every oath or affirmation, six and one-fourth cents;
- For filing list of articles appraised, twenty-five cents;
- For filing list of articles sold at vendue, twenty-five cents;
- For recording the same, (if ordered by the court,) for every hundred words, fifteen cents;
- For stating, passing, and filing the account of an executor, administrator, or guardian, not exceeding seventy-five items, three dollars; every additional item, two cents;
- For examining vouchers, passing, and filing the account of an executor, administrator, or guardian, (not stated by the register,) and not exceeding seventy-five items, two dollars; every additional item, two cents;
- For copy of same, under seal, if demanded, not exceeding one hundred items, one dollar; every additional item, two cents; seal and certificate, thirty-seven and one-half cents;
- For subpoena, thirty-seven and one-half cents; all witnesses to be put into one subpoena, unless separate ones are required by the party; for every name after the first, six and one-fourth cents;
- For subpoena duces tecum, under seal, fifty cents;
- For every search, where no other service is performed for which fees are allowed, eighteen and three-fourth cents;
- For making out, and filing, the balance of distribution of deceased persons' estate, for each heir, one dollar;
- For taxing all costs, in any one case, twenty-five cents;
- For a writ of execution, on a definite sentence, under seal, seventy-five cents;
- For recording, and filing, each indenture of apprentice, including the court's taking recognizance for same, or its approval when done by a justice of the peace, seventy-five cents;
- For drawing depositions of witnesses, for every hundred words, twelve and a half cents;
- For filing all other papers, (except as above required,) four cents each;
- For entering appearance of party under process, twelve and one-half cents;
- For entering return of process, twelve and one-half cents;
- For every continuance or reference, chargeable to the applicants, twelve and one-half cents;
- For commission to examine witnesses, or to auditors, under seal, one dollar;
- For commission to value orphans' estate, in the hands of guardians, under seal, one dollar;

For entering every order of court, twelve cents and one-half; if more than one hundred words, then at the rate of twelve and one-half cents per hundred;

For copying any paper, for one hundred words, twelve and one-half cents; seal and certificate, thirty-seven and one-half cents;

For filing petition or report, and entering the same on record, (if necessary,) fifty cents; if more than one hundred words, at the rate of fifteen cents per hundred;

For entering judgment, or rule of court, twenty-five cents; copy of same, if demanded, for every hundred words twelve and one-half cents; seal and certificate, thirty-seven and one-half cents;

For entering every motion in court, twelve and one-half cents;

For entering appointment of guardian, with certificate and seal of said appointment, one dollar; every additional word included in the same certificate, twelve and one-half cents;

For issuing attachments and entering motion therefor, seventy-five cents;

For taking a recognizance, twenty-five cents;

For warrant to marshal to summon jury, under seal, seventy-five cents;

For entering panel of jury, and swearing them, fifty cents;

For taking, filing, and recording, every bond, not provided for in this section, one dollar;

For passing an account against the estate of a deceased person, twelve and a half cents; to be paid by the applicant, and not to be refunded.

Additional fees
allowed, when.

26 May, 1824, c.
191, s. 3, v. 4, p. 73.

Table of fees to
be posted.

Ibid., s. 2, p. 73.

Forfeiture for
neglect.

Ibid.

Penalty for tak-
ing excessive fees.

Ibid., s. 3.

Record-books and
dockets.

Ibid., s. 4.

SEC. 932. The court may allow to the register reasonable fees for any service he may render not specified in the preceding section.

SEC. 933. The register is required to make fair tables of his fees, agreeably to the provisions of this chapter, and to post the same in some conspicuous place in his office, for the inspection of all persons who may have business therein.

SEC. 934. The register shall forfeit for each day such tables shall be missing through his neglect the sum of ten dollars, to be recovered as other debts of the same amount are recoverable, one-half to the District, and one-half to the informer.

SEC. 935. If the register, or any person for him, shall take greater fees than provided for in this chapter, such officer shall forfeit and pay the party injured fifty dollars, to be recovered as debts of the same amount are recoverable.

SEC. 936. The register shall be allowed by the District for all record-books and dockets necessarily furnished for his office.

CHAPTER TWENTY-EIGHT.

GUARDIAN AND WARD.

Sec.

937. Appointment of guardian.

938. Bond to be required.

939. Natural guardian to give bond and to account.

940. Special guardian may be appointed, when.

941. Additional security may be required, when.

942. Notice to guardian.

943. Dismissal and new appointment.

944. Enforcement of order of the court.

945. Counter security.

946. Election of guardian by orphan.

947. Approval by the court.

948. Removal of guardian elected.

Sec.

949. Guardian ad interim.

950. Notice of supersedure.

951. Guardian, &c., of minor or lunatic may act in the District.

952. May receive money and convey property.

953. Proof of bond.

954. Certain payments sufficient.

955. Evidence of security.

956. Evidence of appointment.

957. Sale of infant's estate; petition of guardian.

958. What petition must state.

959. Parties defendant, who are.

960. Evidence required before decree.