

C H A P. IX.

courts, on the fourth Tuesday of December instant, and proceed to do business as fully as if they had met at the time appointed in the act for establishing orphans courts, any thing to the contrary notwithstanding.

See the note under the original act.

Passed 3d of Dec. 1777.

C H A P. X.

An ACT for the regulation of officers fees. Lib. GR. fol. 113.

To continue until the 1st of November, &c. Expired.

C H A P. XI.

An ACT to amend the law (a) to punish forestalling and engrossing, and for other purposes. Lib. GR. fol. 138.

(a) June, 1777, ch. 11. Expired with the principal act, viz. at the end of October session, 1778.

C H A P. XII.

An ACT to empower the county courts to issue *subpoenas* for witnesses residing in other counties to attend trials to be had before such courts, and to direct the manner of issuing executions from one county to another. Lib. GR. fol. 140.

Clerk may issue summons, &c.

BE IT ENACTED, by the General Assembly of Maryland, That it shall and may be lawful for the clerk of any county court to issue summons for witnesses residing in a different county, to testify in trials to be had before such court, which summons shall be directed to the sheriff or coroner (as the case may require,) of the county where the witnesses reside, and returned to the court before which the trial is to be had.

Witnesses may be attached.

II. AND BE IT ENACTED, That all witnesses, as aforesaid summoned, shall, in case of non-attendance, be liable to attachment (b) and fine, in like manner as if such witnesses resided in the county where such trial is had.

(b) By 1795, ch. 23, the sheriff to whom such attachment shall be directed, (on the non-attendance of any witness) shall make return thereof to the court by which it shall be issued, and produce the party before the said court to abide their sentence.

Executions may issue, &c.

III. AND BE IT ENACTED, That it shall and may be lawful for the clerks of the several county courts, and they are hereby authorized and required, on application of the plaintiff, in any judgment of their courts respectively, to issue executions against any defendant who hath removed, or shall remove, from the county in which such judgment is or shall be had, to another county; which execution shall be directed to, and served by, the sheriff or coroner (as the case may require,) of the county where such defendant may reside, and returned to the court of the county of which he is sheriff or coroner; and it shall be sufficient for the plaintiff, to entitle himself to the benefit of such execution, to produce before the court to which the same shall be returnable, a short copy of the judgment by him had, attested by the clerk of the court before which the same is had.

By 1795, ch. 23, the execution may be recovered, in virtue of such short copy from the court to which it was returned, as if the judgment had been rendered therein, and the same proceedings may be had thereon.

Provide.

IV. PROVIDED NEVERTHELESS, That no execution shall issue on any judgment heretofore obtained, which has been stayed by order of the court, during the time the said court have directed such stay.

Clause repealed.

V. AND, whereas by the act, entitled, (c) An act to open the courts of justice, and for other purposes, it was enacted, that in all cases where judgment hath already been, or shall hereafter be obtained, in any court of law, the plaintiff or plaintiffs, to entitle himself to execution, shall move the court in which such judgment hath been or shall be obtained, for leave to issue such execution; and the court so moved shall and may, in their discretion, upon consideration of particular distress to the family of the defendant, consequent on such execution, stay the same, for a time not more than six months; BE IT ENACTED, That the said recited clause be and is hereby repealed.

(c) February, 1777, ch. 15.

C H A P. XIII.

* Chapter 10. A Supplement to the act for the regulation of officers fees. * Lib. GR. fol. 141.

Expired with the principal act, viz. at the end of the session of March, 1778.

C H A P. XIV.

An additional supplement to the acts (d) for assessment of property. Lib. GR. fol. 143.

(d) February, 1777, ch. 21, 22.

C H A P.