

CHAPTER 60.

AN ACT for the recovery of certain Amerciaments, and also upon defaults on execution in criminal proceedings.

In certain cases judgment to be entered, &c.

Be it enacted, by the General Assembly of Maryland, That in case any sheriff or coroner shall be called upon by the justices of any court to bring before them any person or persons before arrested by such sheriff or coroner, according to his return of or upon writ, being either mesne process or of execution, in any criminal proceeding, or upon any recognizance, and shall fail, neglect or omit, to bring into court such person or persons, and therefore shall be amerced by the justices aforesaid, or have his default entered, then and in either such case it shall and may be lawful for the justices aforesaid, in the name of the state, and for the use of the state, or of such person or persons as may be interested in such proceeding, on motion of the attorney-general, or either of his deputies, to order and direct judgment to be entered against such sheriff or coroner for the sum in which the said sheriff or coroner shall be amerced, or for the amount of any recognizance, or for the fine, penalty or forfeiture, and costs, for which judgment shall have been entered against the person or persons taken on execution, which respective judgments shall have the force and effect, to all intents and purposes, of any judgment rendered on the verdict of a jury.

How courts are to be governed.

SEC. 2. *And be it enacted,* That in laying such amerciaments, the courts imposing them shall govern themselves by such principles as, under all circumstances, shall appear to them to be reasonable, taking care, in all instances, to keep the public indemnified from all costs and charges.

CHAPTER 70.

* 1786, ch. 33. A further SUPPLEMENT to an ACT,* entitled, An act for marking and bounding Lands.

See notes to the original act, ante page 238.

Preamble. WHEREAS doubts have arisen, whether the commissioners appointed by any county court, under the act for marking and bounding lands, have power to summon and swear evidences to prove and perpetuate the bounds of the petitioner's land, notwithstanding the same may have become uncertain, obsolete and decayed; therefore,

Commissioners may issue summonses, &c.

SEC. 2. *Be it enacted, by the General Assembly of Maryland,* That when any commission shall hereafter be issued by any county court, under the act for marking and bounding lands, the commissioners therein named, or a majority of them, shall have full power and authority to issue summonses for all persons nominated by the petitioner, or other person affected, or to