

SEC. 3. *And be it enacted*, That the clerks of the several county courts shall make true return of all such fines by them received to the justices of the levy courts of their respective counties, to be by them applied as aforesaid. Clerks to make returns of fines.

SEC. 4. *And be it enacted*, That the eighth section of the act to which this is a supplement, passed November session, seventeen hundred and ninety-one, entitled, an act for the speedy recovery of small debts out of court, be and the same is hereby repealed. Section repealed.

CHAPTER 62.

A SUPPLEMENT to an Act,* entitled, an act for regulating the mode of staying Execution, and repealing the acts of assembly therein mentioned, and for other purposes. *1791, ch. 67.

See notes to the original act, ante page 274.

Be it enacted, by the General Assembly of Maryland, That from and after the twentieth day of March next, no justice of the peace of this state, before whom supersedeas on any judgment rendered by a single magistrate hath been taken, shall make return of any such supersedeas to the office of the said county court, for the purpose that the same should be recorded or filed therein by the clerk of the said county, any law to the contrary notwithstanding. Justice not to make return of any supersedeas, &c.

SEC. 2. *And be it enacted*, That any justice of the peace before whom supersedeas shall or may be taken from and after the said twentieth day of March next, or any other justice of the peace of said county, may and shall, at the request of the plaintiff, or any other person authorized by or on behalf of said plaintiff, issue execution by way of *capias ad satisfaciendum* or *feri facias* against the principal debtor and his securities, or against either of them, after the expiration of the time so mentioned in the said supersedeas. May issue execution at request of plaintiff.

SEC. 3. *And be it enacted*, That the constables of the respective counties of this state, who have been, or may hereafter be, duly appointed and qualified according to law, are hereby authorized and empowered to serve and levy executions issued by a justice of the peace on judgments obtained for small debts out of court, in the same manner and by the same process as the sheriff or their deputies are by law authorized to do, and to receive the same fees that the said sheriffs are entitled by law to receive for the same services; provided nevertheless, that the said constables shall, before they proceed to discharge the duties required by this act, give bond to the state of Maryland, with good and sufficient security, in the penalty of *two hundred and fifty dollars*, to be approved of by the levy court of the county, for the due performance of the duties of a constable, and also the duties and trust reposed in them by virtue of this act, Constables authorized to serve executions. Proviso.