

the river aforesaid, by which the young shad may be taken, destroyed, or obstructed from coming down the said river, every such person or persons so offending contrary to the true intent and meaning of this act, being legally convicted thereof by the oath of one or more creditable witness or witnesses, or by his or their confession, shall forfeit and pay the sum of sixty dollars for every such offence, one moiety of which sum so forfeited to be paid to the informer or prosecutor, and the other moiety thereof to be paid to the sheriff of the county where the recovery shall be had, to be by him accounted for to the justices of the levy court of such county, and by them applied towards defraying the county charges.

Parts of an act repealed **Sec. 3.** *And be it enacted,* That all such parts of the act to which this is a supplement, as are inconsistent with the provisions of this act, be and are hereby repealed.

CHAPTER 102.

AN ACT relating to Sheriffs, and for other purposes.

Other laws, 1816. ch. 129; 1823, ch. 180; 1825, ch. 180; 1829, ch. 39, 158; 1831, ch. 41, 290; 1832, ch. 307; 1833, ch. 92; 1834, ch. 29.

Goods, &c. taken in execution and remaining unsold at the death of a sheriff, &c. court authorized to issue writ of venditioni exponas, &c.

SEC. 1. *Be it enacted, by the General Assembly of Maryland,* That if any sheriff, coroner or elisor, hath taken or shall take into execution any goods or chattels, lands or tenements, under and in virtue of any writ of fieri facias sued out of any court of law in this state, and hath returned, or shall return such writ to the court from whence it issued, stating that the said goods or chattels, lands or tenements, remain in his hands or possession unsold for want of buyers, or hath returned, or shall return, that the same remain unsold by reason of any other legal impediment, and such sheriff, coroner or elisor, hath died or shall die without having made sale of the goods or chattels, lands or tenements, so taken in execution in virtue of any writ of fieri facias, it shall and may be lawful for the court out of which such writ of fieri facias hath issued or may issue, and such court is hereby authorized and required, on motion, to order and direct a writ of venditioni exponas to be issued, directed to the sheriff, or some one of the coroners (as the case may require,) of the county wherein the goods or chattels, lands or tenements, so taken in execution as aforesaid may be or lie, and such writ of venditioni exponas shall accordingly issue, reciting in a special manner the circumstances of the case; and the sheriff or coroner to whom any such writ of venditioni exponas shall be directed and delivered, shall seize and take, and he is hereby authorized and empowered to seize and take into his possession, the goods or chattels, lands or tenements, mentioned and set forth in such writ of venditioni exponas, in whosoever hands or possession the same may be found, and shall proceed, after