

such executor or administrator obtained letters testamentary or letters of administration, to record any such receipt, acquittance, release or final discharge, produced to be recorded, in a well bound book to be kept for that purpose. CHAP. 168.

2. AND BE IT ENACTED, That a copy of any such receipt, acquittance, release or final discharge, acknowledged and recorded as aforesaid, duly attested under the seal of the office in which the same is recorded, shall, at all times hereafter, be admitted as evidence to prove such receipt, acquittance, release or final discharge. Copy of such discharge, duly attested, to be evidence.

3. AND BE IT ENACTED, That any receipt, acquittance, release or final discharge, from any heirs, legatee, representative of full age, or other persons authorised to execute the same, to any executor, administrator or guardian, by a nonresident of this state, acknowledged as aforesaid in the town, city, county or place, where such person may reside, with a certificate of such acknowledgment, and seal of office thereto annexed, may be received and recorded by such register, and placed on his record, as other receipts, acquittances, releases or final discharge, may be recorded, and admitted in evidence as aforesaid; and such register of wills may ask, demand and receive, such fee for recording the same, as is allowed by law in other cases of a similar nature. Release, Sec. by a non resident, acknowledged and certified, may be recorded.

## CHAP. CLXIX.

*An Act concerning Costs in Criminal Prosecutions.* Lib. TH. No. Passed Jan. 7, 1810  
2, fol. 387.

1. BE IT ENACTED, by the General Assembly of Maryland, That for every warrant of a criminal nature issued by any justice of the peace, and served by any constable, the constable so serving the same, and producing the person against whom the warrant issued, shall be entitled to receive thirty-three cents current money for his services. Constable's costs for serving warrants.

2. AND BE IT ENACTED, That in all cases aforesaid which shall come before the county courts, or the criminal court of cyer and terminer and gaol delivery for Baltimore county, for trial and decision, the clerks of the several courts aforesaid shall, if the traverser or person presented be found guilty, and there has been in the first instance a warrant served upon the said traverser or party presented, tax against the traverser aforesaid the constable's costs for serving the said warrant. Clerk to tax said costs against traverser, if found guilty.

3. AND BE IT ENACTED, That in all cases aforesaid which shall come before any of the courts aforesaid for trial and decision, the clerks of the said courts shall, where the person or persons presented and tried are acquitted, if there have been a warrant served against the said person or persons by a constable, tax the said constable's costs for service aforesaid against the state. And against the state if traverser be acquitted.

4. AND BE IT ENACTED, That the levy courts in the several counties of this state shall levy, in all such cases last aforesaid described, upon the assessable property in the county, the costs taxed by the clerk against the state for the service aforesaid. Costs taxed against state to be levied on the county.

For other fees and allowances to constables, see 1715, ch. 15, s. 7; 1723, ch. 15, s. 4; October 1780, ch. 17; 1801, ch. 62, s. 3, 4; 1806, ch. 81, s. 4, 5; and 1817, ch. 142—See 1808, ch. 47, as to constables in Queen-Anne's county. 1810, ch. 106, as to those in Talbot county; and 1818, ch. 209, as to those in the city of Baltimore.