

(as the case may require,) and such sheriff or coroner may, under such duplicate or new writ, and he hereby is authorised and empowered, to seize and take into his hands or possession the same property, whether real or personal, which may have been taken by the sheriff, coroner or elisor so dying, and there shall be the same proceedings thereon as in other cases of *feri facias*; *Provided nevertheless*, that the executors or administrators of the sheriff, coroner or elisor, so dying, shall not charge, exact or receive, any poundage or other fees for services performed under any such *feri facias* by the sheriff, coroner or elisor so dying.

PROVISO

Legal notice of sales

7. AND BE IT ENACTED, That the due and legal notice required to be given by any sheriff, coroner or elisor, of the sale of any goods or chattels, lands or tenements, hereafter to be made by and under any writ of *feri facias* or *venditioni exponas*, shall, in the case of the sale of goods or chattels (a), be by advertisement set up at least ten days before the day of sale at the court-house door of the county, and at least at two other public places most convenient to such goods or chattels; and in the case of the sale of negro slaves (b), such advertisement shall also be published before the day of sale in some newspaper having circulation in the county; and in the case of the sale of lands or tenements (c), notice thereof shall be given by advertisement set up at least twenty days before the day of sale at the court-house door of the county, and at other public places in the county in which the lands or tenements shall lie, and also published before the day of sale in some newspaper having a general circulation in the county.

(a) By Dec. 1816, ch. 129, negro slaves are excepted.

(b) By 1816, ch. 129, in case of the sale of negro slaves, lands and tenements, notice thereof to be given by advertisement set up at least twenty days before the day of sale at the court-house door of the county in which the negro slaves, &c. may be, and also published for the same period of time, previous to the day of sale, in some newspaper, provided there be any printed in the county.

8. AND BE IT ENACTED, That in case any sheriff or coroner shall have lawfully arrested or taken in execution any person or persons in virtue of any writ of attachment, of *capias ad respondendum*, or of *capias ad satisfaciendum*, and such sheriff or coroner shall die before the return day of any such writ, it shall and may be lawful for the sheriff for the time being, or some other of the coroners, (as the case may be,) of the county, on the application of the plaintiff in any such writ, or his counsel, and on producing to such sheriff or coroner as aforesaid the writ under which the person or persons shall have been arrested or taken in execution as aforesaid, and such sheriff or coroner shall be authorised, and he is hereby required, again to arrest or take in execution, under and in virtue of any such writ, the person or persons who may have been arrested or taken in execution as aforesaid, in the same manner as if such person or persons had not been before arrested or taken in execution under any such writ.

Sheriffs having lawfully arrested under writs of attachment, &c. and dying before return day, persons taken in execution to be again arrested on application of plaintiff.

CHAP. CIII.

An Act to lay out and open two Roads in Queen-Anne's County. Lib. Passed Jan 14, 1814

TH. No. 4, fol. 116.

A Supplement, 1814, ch. 130.

1. BE IT ENACTED, by the General Assembly of Maryland, That John Hackett, Joseph Rochester, James Brown, Joseph B. Sparks Commissioners appointed to lay out and open roads,