

XVIII. "The 18th section as to the enrollment of recognisances, is also considered applicable, although the occasions for resorting to it are not frequent. See 2 Black. Com. 341, in which this Statute is referred to; but our recognisances taken in Court, or by magistrates, are generally for small sums, or are discharged without bringing into question their priority as liens on the lands of the cognisor." Kilty Rep. 241.

XIX. XX. **Nuncupative wills.**—These sections are in the terms of the Code, Art. 93, secs. 306, 307,¹⁵⁷ (Act of 1810, ch. 34), except that the value of the estate is made three hundred dollars.

¹⁵⁷ Repealed by Act 1884, ch. 293, which further provides: "No nuncupative will shall hereafter be valid in this State; but any soldier being in actual military service, or any mariner being at sea, may dispose of his movables, wages and personal estate as heretofore." Code 1911, Art. 93, sec. 333.

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CAP. VII.

An Act for the better Observation of the Lord's Day, commonly called Sunday.

VI. Provided also, That no Person or Persons, upon the Lord's Day, shall serve or execute, or cause to be served or executed, any Writ, Process, Warrant, Order, Judgment or Decree (except in Cases of Treason, Felony, or Breach of the Peace) but that the Service of every such Writ, Process, Warrant, Order, Judgment or Decree, shall be void to all Intents and Purposes whatsoever: (2) And the Person or Persons so serving or executing the same, shall be as liable to the Suit of the Party grieved, and to answer Damages to him for doing thereof, as if he or they had done the same without any Writ, Process, Warrant, Order, Judgment or Decree at all.

Service of Process on the Lord's Day shall be void, Carthew, 504.

Judicial and ministerial acts.—By the common law *dies dominicus non est juridicus*, see F. N. B. 17 F.; and so it is laid down in Mackalley's case, 9 Rep. 66b., that no judicial act ought to be done on that day, though acts purely ministerial done on Sunday were good.¹ Therefore, on a fine levied

¹ A judgment actually rendered on Sunday is nugatory and will not support an execution. *Ecker v. First Bank*, 64 Md. 292. Where a judgment is, through error, entered as of a day that was Sunday, a motion