

and by the same means as said sheriff might have done in his lifetime; provided, the power to execute or distrain for such fees shall not extend beyond two years after the date of his letters, and such fees shall be applied to the payment of officers' fees due from the sheriff and not applied to any other purpose until such officers' fees are paid.

1904, art. 87, sec. 38. 1888, art. 87, sec. 37. 1860, art. 88, sec. 54.
1715, ch. 46, sec. 6.

38. No sheriff shall levy a distress or execution for officers' fees if the person from whom such fees are claimed shall produce the former sheriff's receipt or otherwise make it appear that the said fees have been paid, under a penalty of fifty dollars for each offense.

Fines and Penalties.

Ibid. sec. 39. 1888, art. 87, sec. 38. 1860, art. 88, sec. 55. 1795, ch. 74, sec. 7.
1795, ch. 74, sec. 7.

39. The sheriff shall be answerable for all fines, penalties and forfeitures imposed on the inhabitants of his county or of Baltimore city by any court of record of this State unless he can show that the party on whom the same was imposed is insolvent.

Cited but not construed in *Levy Court v. Ringgold*, 5 Pet. 451.

Ibid. sec. 40. 1888, art. 87, sec. 39. 1860, art. 88, sec. 56. 1795, ch. 74, sec. 2.
1828, ch. 11, sec. 1.

40. He may require the state's attorney to issue an execution for all fines, penalties or forfeitures so imposed and the costs; provided that any person adjudged to pay a fine or penalty may enter into a recognizance with security for the payment of the same and costs within sixty days and no execution shall issue for the same until the expiration of the sixty days.

Cited but not construed in *Levy Court v. Ringgold*, 5 Pet. 451.

Ibid. sec. 41. 1888, art. 87, sec. 40. 1860, art. 88, sec. 57. 1795, ch. 74, sec. 4.

41. All such executions shall be returnable at the next term succeeding the issuing thereof.

Ibid. sec. 42. 1888, art. 87, sec. 41. 1860, art. 88, sec. 58. 1795,
ch. 74, secs. 3-6.

42. All fines, forfeitures, penalties and costs imposed as aforesaid are to be paid to the sheriff, who shall pay the same, except the costs, to the treasurer on or before the tenth of November in each year, and the costs to the person entitled to receive them; provided when any person is entitled to any part of a fine, forfeiture or penalty as informer or otherwise the same shall be paid by said sheriff to such person.

Ibid. sec. 43. 1888, art. 87, sec. 42. 1860, art. 88, sec. 59. 1795, ch.
74, sec. 6. 1820, ch. 120.

43. The sheriff shall deduct from each recognizance which may be forfeited and collected by him the costs incurred by the county or