

If the sum to be paid is fixed at thirty dollars, a receipt for a less sum, though purporting to be full, will not operate as a release; *contra*, however, as to maintenance prior to the time the order is passed. *Barber v. State*, 24 Md. 390.

This section does not change the character of the bastardy proceeding. *Oldham v. State*, 5 Gill, 93; *State v. Phelps*, 9 Md. 28; *Sheay v. State*, 74 Md. 56.

This section applied. *Huyett v. Slick*, 43 Md. 288; *Eccleston v. State*, 7 G. & J. 316.

Cited but not construed in *Lynn v. State*, 84 Md. 80.
See notes to sections 1 and 5.

1904, art. 12, sec. 8. 1888, art. 12, sec. 8. 1860, art. 13, sec. 8. 1796, ch. 34.

8. Upon proof of the service of such order upon the person or persons to whom the same may be directed, and demand of payment thereof, and that the money due thereon is unpaid, the clerk of the court in which the recognizance of the father may be filed shall forthwith issue a *scire facias* on such recognizance, for the use of such mother or other person entitled as aforesaid, and thereupon such proceedings shall be had as shall bring the matter in dispute fairly to trial at the next term thereafter without any parlance or delay.

That neither the party maintaining the child, nor the child itself, has resided in the state since the recognizance, does not affect the right to issue a *sci. fa.* *Mong v. State*, 10 G. & J. 383.

This section applied. *Huyett v. Slick*, 43 Md. 288.

Ibid. sec. 9. 1898, ch. 54.

9. Whenever any principal, surety or other person in interest upon competent testimony makes it to appear to the satisfaction of any court in which a recognizance in any bastardy case is entered up that by reason of the death of the child, or by reason of the payment of all dues arising under said recognizance, or for any other reason, the recognizance should be discharged, the court may make such order of discharge or annulment of the recognizance or such other order as may be deemed appropriate by the court to discharge the obligors in the recognizance and the record of the entry of such recognizance.