

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.

This section referred to in construing art. 15, sec. 1, of the Constitution—see notes thereto. *Green v. State*, 122 Md. 293.

See notes to art. 15, sec. 1, Md. Constitution.

An. Code, sec. 43. 1904, sec. 43. 1888, sec. 42. 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 Baltimore city in which such recognizance may have been taken and pay over the same to the clerk of the court in which the recognizance was forfeited, to be by him accounted for to the county commissioners of the county, or the mayor and city council of Baltimore, as the case may be; and each of the said clerks shall state such costs in the return made by him to the comptroller.

### **Custody of Prisoners.**

An. Code, sec. 44. 1904, sec. 44. 1888, sec. 43. 1801, ch. 62, sec. 5.

**44.** The sheriff shall safely keep all persons committed to his custody by lawful authority until such persons are discharged by due course of law.

Duty of sheriff under this section. *Cocking v. Wade*, 87 Md. 540.

See art. 20, sec. 27.

An. Code, sec. 45. 1904, sec. 45. 1888, sec. 44. 1825, ch. 41.

**45.** He shall provide food and board for all prisoners committed to his charge and such food and other articles for the comfort of sick prisoners as the physician attending such prisoners may deem necessary, the expense of which shall be paid by the county or Baltimore city.

See notes to sec. 44.

An. Code, sec. 46. 1904, sec. 46. 1888, sec. 45. 1789, ch. 30, sec. 2. 1822, ch. 221, sec. 2.

**46.** He shall receive and safely keep in jail all persons committed under the authority of the United States until they shall be discharged by the due course of the laws thereof, in the same manner and under the like penalties as if such persons were committed under the authority of the State; and he shall be entitled to receive the sum of thirty cents per day for keeping and supporting each prisoner so committed, to be paid by the United States.

This section indicates place where sheriff is to keep prisoners. *Cocking v. Wade*, 87 Md. 540.

### **Deputy Sheriffs.**

1922, ch. 414, sec. 47.

**47.** Members of fire companies to be designated as hereinafter provided, whether the companies to which they belong are volunteer or paid, incorporated or unincorporated, shall be authorized to be appointed deputy sheriffs by the sheriffs of the several counties to have and exercise the powers of such deputies at fires and on the way to and from fires.