

all cases involving the title to real estate, wherein the verdict or judgment is for the plaintiff, he shall be allowed his costs.

Repp v. Berger, 60 Md. 1.

Costs. As to allowance for costs of depositions rendered unnecessary by the appearance of party at trial, *see* Dorsey v. Heinzerling, Daily Record, October 18, 1897.

A rule security for costs will not be laid against a non-resident legal defendant when there is a resident equitable defendant liable for such costs under the statute.

Kellog v. Bokee, Daily Record, December 7, 1898.

As to attachment for costs, *see* Matthews v. Davidson, Daily Record, June 17, 1891.

390-394. Repealed by Act of 1902, Chapter 496.

DEAF, DUMB AND BLIND.

P. L. L. (1888), Art. 4, sec. 246.

395. It shall be the duty of the Mayor and City Council of Baltimore, on the application of any parent, guardian or next friend (provided such parent, guardian or next friend has been a bona fide citizen of this State for at least two years previous to such application) of any deaf and dumb person of teachable age and capacity, not exceeding the age of twenty-one years, to inquire into the age and capacity of said deaf and dumb person, and also into the ability of such person, his or her parent or guardian, to pay the expense of his or her education; and if satisfied by evidence produced that such person is of teachable age, and is endowed with capacity to receive instruction, and that neither person, or his or her parents or guardian is possessed of means to pay for such instruction, then it shall be the further duty of the Mayor and City Council of Baltimore aforesaid to certify the same to the Governor of this State.

1865, ch. 68. 1870, ch. 478. P. L. L. (1888), Art. 4, sec. 247.

396. On receiving the certificate of the Mayor and City Council of Baltimore as aforesaid, it shall be the duty of the Governor to authorize the instruction of said deaf and dumb person in the Maryland Institute for the Education of the Deaf and Dumb, located at Frederick, for a term not exceeding seven years; and it shall be the further duty of the Governor, on the certificate of the President of said institution that such deaf and dumb person has been taught at said institution, to order the Comptroller of the Treasury to draw his warrant on the Treasurer of the State for two hundred dollars per annum for each deaf and dumb person taught in pursuance of his authority at said institution, payable to the president thereof, in quarterly payments, on the first days of January, April, July and October in each year; and the Governor shall also order the Comptroller of the Treasury to draw on the State Treasurer his warrant, payable to the proper party, for the expenses necessarily incurred in transporting and returning said deaf and dumb person; provided, that the whole amount drawn from the treasury for the purposes aforesaid shall not exceed seven thousand five hundred dollars in any one year; provided, further, that the Governor shall dispose of applications in behalf of deaf