

18 ARMORIES—ASSIGNMENT OF CHOSSES IN ACTION. [ARTS. 8-9.]

ARTICLE VIII.

*Armories.*

1861, c. 79 repeals section 5 of this article, relating to the care of the public arms.

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ARTICLE IX.

*Assignment of Choses in Action.*

8. Entry of judgment in favor of state, paid by surety, to his use, and how he may proceed thereon.

1864, c. 243 adds the following section, to follow section 7 of this article:

1864, c. 243.  
How judgment of state satisfied by a surety shall be entered to his use, and he be entitled to proceed against principal or other sureties.

SEC. 8. In any case where judgment shall be recovered by the state against any principal debtor and a surety or sureties, and said judgment shall be satisfied by said surety or sureties, the same shall be entered by the attorney representing the state to the use of the surety or sureties satisfying the same, on the said attorney filing in the case a certificate of the comptroller stating that said judgment has been so satisfied, and said surety or sureties shall then be entitled to execution in his or their own name or names against the principal and the other sureties, in the same manner and subject to the same provisions provided in the two last preceding sections.

In force from June 1, 1864.

NOTE.—Where a judgment in favor of the state was paid by a surety, there was no statute, before the above act, which authorized an assignment thereof to such surety to be made by any officer or agent of the state, and it could not be done under 1793, c. 23, s. 8 [Art IX, sec. 6.] by the state's attorney. *Peacock v. Pembroke*, 8 Md., 348. See 1866, c. 86.