

Id s 10  
1797, c 94, s 6.  
Pay of witness  
attending  
Circuit Court or  
Orphans' Court  
3 H & M. H. 101,  
1 H & J 270.

Id s 11.  
1791, c 68, s 7.  
Pay of witness  
before justice  
Id s 12  
1789, c 85, s 8  
Pay of witness  
summoned by  
surveyor.

Id s 13  
1752, c 13  
When com-  
mitted in crimi-  
nal cases county  
to pay costs.

Id s 14  
1809, c 138, s 24  
When allow-  
ance may be re-  
fused to prose-  
cutor.

Art. 75, s 97  
1777, c 12, ss 1, 2.  
Summons for  
witnesses resid-  
ing in another  
county

Id s 98  
1795, c 23.  
Attachment to  
another county  
for witness  
summoned.

Art. 75, s 69.  
1801, c 74, s 6  
Proceedings to  
compel produc-  
tion of books  
and answer-  
ing bill of  
discovery  
35 Md 291; 39  
Md 36, 314

**11.** There shall be allowed to each witness attending the Circuit Courts, or Orphans' Courts, of this State, the sum of one dollar for each day such witness shall attend for the discharge of his duty, besides itinerant charges to be allowed to witnesses coming from other counties.

**12.** A witness summoned before a justice of the peace shall be allowed thirty-three cents per day for each day's attendance.

**13.** A witness summoned by a surveyor in execution of an order for a survey from the Circuit Court shall be allowed the same pay as in the Circuit Court, and payment may be enforced by attachment or order from the court which issued the order for the survey.

**14.** Where a witness against any person accused of a crime cannot find security for his appearance to testify against the person so accused, and for want of such security shall be committed to prison, the county where the prosecution shall be carried on shall be chargeable with and pay the imprisonment fees of such witness, and the county commissioners shall levy the same from time to time as the case may require.

**15.** If any person shall be presented or indicted for a misdemeanor or any offence of an inferior nature, and shall on trial thereof be acquitted, or shall plead guilty and submit his case to the court, the court may, at its discretion, order that no compensation for any attendance of the prosecutor be allowed.

#### WITNESS SUMMONED FROM ANOTHER COUNTY.

**16.** A summons for witnesses residing in a different county to testify in trials to be had before the Circuit Court, may issue, and shall be directed to the sheriff of the county where the witnesses reside, and all witnesses upon whom such summons shall be served shall be liable to attachment and fine in like manner as if such witnesses resided in the county where the trial is had.

**17.** If a witness residing in a different county from that in which the trial is to be had shall be summoned, or has removed from such county after being summoned, and shall fail to appear after being so summoned, an attachment may issue for such witness to the sheriff of the county where said witness resides, returnable to the court issuing the same, and if the sheriff take such witness, he shall produce him before the said court to abide its sentence thereupon.

#### PRODUCTION OF BOOKS AND ANSWERING BILL OF DISCOVERY.

**18.** The court shall have power in the trial of actions at law, on motion made at the first court after the appearance court supported by affidavit that the same is not intended for delay, and due notice thereof being given, to require the parties to produce copies, certified by a justice of the peace, of all such parts of all books or writings in their possession or power as contain evidence pertinent