

treasurer, on the first Monday of March, June, September and December, in each and every year, all sums of money received by them respectively, for which they shall be allowed a commission of five per centum upon the amount so paid over.

Banks v. State, 60 Md 305.

P. G. L., (1860.) art. 81, sec. 147. 1845, ch. 71, secs. 2-3. 1847, ch. 222, sec. 12. 1868, ch. 196. 1874, ch. 483, sec. 136.

125. If any of the said clerks or registers shall fail to account and pay over as required in the preceding section, the comptroller shall, in thirty days thereafter, give notice thereof to the State's attorney for the county or city whose duty it shall be to put the bond of such clerk or register in suit for the use of the State, in which suit a recovery shall be had for the amount appearing to be due, with interest at the rate of ten per cent. per annum, from the date or dates when the same was payable as aforesaid, which recovery, shall be evidence of misbehavior, and upon conviction thereof the said clerk or register shall be removed from office, which shall thereupon be filled as prescribed by the constitution; and such failure on the part of any clerk or register shall amount to a forfeiture of the commission to which he would otherwise be entitled.

Priority of State's Lien.

P. G. L., (1860.) art. 81, sec. 148. 1778, ch. 9, sec. 6. 1874, ch. 483, sec. 137. 1878, ch. 237.

126. All lands and tenements belonging to any person indebted to this State, after the commencement of a suit therefor against him, shall be liable to execution on any judgment or decree which may be rendered against him in such suit, in whosoever hands or possession the said lands or tenements may be found; but where the debtor hath granted or may hereafter grant any road, way or easement in or over any lands liable as as aforesaid, the rights accruing through or by such grant shall not be affected by the preceding provisions of this section; provided, however, that all existing rights of the State now vested shall not be in any way diminished or released, except as herein provided.

Davidson v. Clayland, 1 H. & J. 546. *State v. Bank of Md.*, 6 G. & J. 205. *Smith v. State*, 5 Gill, 45. *Jones v. Jones*, 1 Bl. 443. *Hodges v. Mullikin*, 1 Bl. 503. *Ridgely v. Iglehart*, 3 Bl. 540. *Green's Estate*, 4 Md. Ch. 356. *State v. Mayor, &c.*, 10 Md. 515.