

P. G. L., (1860,) art. 88, sec. 56. 1795, ch. 74, sec. 2. 1828, ch. 11, sec. 1.

39. He may require the State's attorney to issue an execution for all fines, penalties or forfeitures so imposed, and the costs; provided, that any person adjudged to pay a fine or penalty, may enter into a recognizance with security for the payment of the same and costs, within sixty days, and no execution shall issue for the same until the expiration of the sixty days.

Ibid. sec. 57. 1795, ch. 74, sec. 4.

40. All such executions shall be returnable at the next term succeeding the issuing thereof.

Ibid. sec. 58. 1795, ch. 74, secs. 3-6.

41. All fines, forfeitures, penalties and costs imposed as aforesaid, are to be paid to the sheriff, who shall pay the same, except the costs, to the treasurer, on or before the tenth of November in each year, and the costs to the persons 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.

Ibid. sec. 59. 1795, ch. 74, sec. 6. 1820, ch. 120.

42. 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.

P. G. L., (1860,) art. 88, sec. 60. 1801, ch. 62, sec. 5.

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