

and by virtue of any such sale; provided, such sale be ratified and confirmed agreeably to law.

Koechlept v. Hook, 10 Md 173 Candler v Fisher, 11 Md. 332.

P. G. L., (1860,) art. 23, sec 14. 1849, ch. 491.

14. If any constable to whom any execution has issued from any justice of the peace shall die without having made any levy thereunder, the securities of said constable on the bond which would be liable under the said execution may return the said execution to the justice issuing the same, or any other justice of the peace of the same county, if the justice issuing the same shall have died or is not in office, with the endorsement of the fact thereon; and the justice to whom such execution shall be returned, shall have power to issue another execution, upon being furnished with a copy of the judgment upon which the execution was issued, if he is not the justice who rendered the judgment.

Ibid. sec. 15. 1845, ch 379, secs 1-2.

15. If the constable shall die after having taken in execution any property, real or personal, before making sale thereof, his security or other person interested in behalf of said deceased constable, or the plaintiff, or any person interested on behalf of the plaintiff, may have a new writ of *ieri facias* or *venditioni exponas*, as the case may require, issued by the same or some other justice of the county, directed to any constable of the county; and under such new writ the constable shall seize and take, and sell and convey, the property taken in execution by the deceased constable, in the same manner as the deceased constable might have done if he had lived.

Ibid sec. 17. 1845, ch. 379, sec. 5.

16. If a constable shall die without having made sale of property taken in execution, his executor or administrator shall not receive more than one-half the usual poundage fees, and the constable who makes sale of such goods shall not receive more than one-half the usual poundage fees.

Ibid sec 16. 1845, ch 379, sec 4. 1853, ch. 400.

17. If any constable shall sell any lands and tenements, and shall die or remove beyond the limits of the county, without