

where they are not known, shall cause public notice of such meeting and the object thereof to be set up in the most public places in the county at least twenty days before such meeting; and where all the persons interested are known and any one of them lives out of the county, they shall cause such notice to be given by advertisement in some newspaper forty days before such meeting and shall return a certificate of having given such notice with the examination of the witnesses.

Johnson's Lessee v. Kramer, 2 H. & McH. 243. *Weems' Lessee v. Disney*, 4 H. & McH. 156. *Gittings' Lessee v. Hall*, 1 H. & J. 14. *Lowes v. Holbrook*, 1 H. & J. 154. *Gibson's Lessee v. Smith*, 1 H. & J. 258. *Ringgold v. Galloway's Lessee*, 3 H. & J. 451.

1888, art. 35, sec. 32. 1860, art. 37, sec. 31. 1723, ch. 8, sec. 3.

34. All examinations of witnesses taken by the said commissioners shall be as good and available as if taken according to the rules and practice of the courts of equity, notwithstanding any defect or want of form or of filing or exhibiting a bill.

Ibid. sec. 33. 1860, art. 37, sec. 32. 1723, ch. 8, sec. 6.

35. The said commissioners shall receive four dollars a day for their services in taking such depositions and the witnesses attending upon their summons the sum of one dollar per day for each day they shall attend.

Commissions to Take Evidence from Other States.

Ibid. sec. 34. 1860, art. 37, sec. 33. 1841, ch. 107, sec. 1. 1862, ch. 147.

36. Whenever any commission, or process in the nature of a commission, to take testimony shall be issued by any court of any of the United States or by any court of any district or territory of the United States directed to any person, either by name or otherwise in this State, and any witness who shall have been duly notified so to do shall fail to attend at the execution of said commission or refuse to answer such question as may be propounded to him under such commission, it shall be the duty of the commissioner therein named, at the request of either party to the suit in which it is proposed to use such testimony, or his attorney, to certify such failure to attend or refusal to testify to the circuit court for the county or to any judge of the supreme bench of Baltimore city, as the case may be, where said commission is to be executed; and the said court or judge on receiving the said certificate shall forthwith issue his order commanding the said delinquent witness