

general to institute the proper proceedings to vacate the office of said sheriff and upon said vacation to appoint a successor until the next general election. If the bond hereinbefore required be filed within ninety days after the first day of January in any year, it shall, in addition to the provisions hereinbefore required, be so conditioned as to make the obligors in such bond responsible also for all official acts of said sheriff committed or done by him from the said first day of January up to the date of the filing of the said bond as well as thereafter.

Service of Process, Civil and Criminal, and Proceedings in Cases of Failure to make due Return.

1888, art. 87, sec. 5. 1860, art. 88, sec. 8. 1785, ch. 72, sec. 23. 1794, ch. 54, sec. 1. 1798, ch. 101, sub-ch. 15, sec. 14. 1817, ch. 139, sec. 6.

5. All writs and process shall be directed to the sheriff, unless he is disqualified, or except in cases where by law the writ or process may be directed to another officer.

Johnson v. Foran, 58 Md. 149. *Avirett v. State*, 76 Md. 537.

Ibid. sec. 6. 1860, art. 88, sec. 9. 1817, ch. 139, sec. 6.

6. He shall serve and return all writs and process directed to him according to the command contained therein.

Hayes v. Lusby, 5 H. & J. 485. *Scott v. Bruce*, 2 H. & G. 262. *Hanson v. Barnes' Lessee*, 3 G. & J. 359. *Turner v. Walker*, 3 G. & J. 377. *Naylor v. Semmes*, 4 G. & J. 273. *State v. Lawson*, 2 Gill, 62. *Moreland v. Bowling*, 3 Gill, 500. *Nelson v. Turner*, 2 Md. Ch. Dec. 73. *Keedy v. Newcomer*, 1 Md. 244. *Gaither v. Martin*, 3 Md. 146. *Manahan v. Sammon*, 3 Md. 463. *Elliott v. Knott*, 14 Md. 121. *Johnson v. Foran*, 58 Md. 149.

Ibid. sec. 7. 1860, art. 88, sec. 11. 1780, ch. 10, sec. 2. 1872, ch. 433.

7. He or his deputy, when he arrests a person on a writ for any criminal offense not punishable by confinement in the penitentiary, may take a bail-bond from the person so arrested with security to be by him approved and in a penalty not exceeding three hundred dollars, except in those cases where a specific fine or penalty is prescribed for the commission of the offense, in which cases the penalty of the bond shall be the highest penalty or fine fixed by law, with condition that the person so arrested shall appear in court on the day the said writ is returnable and attend the court from day to day and not depart therefrom without the leave of the said court; and if the person so arrested cannot give bail-bond, he shall be