

the judge thereof during the recess shall order the schedule and return of any such sheriff to be amended so as to describe with sufficient certainty the property purporting to be taken in virtue of such writ.

1888, art. 87, sec. 25. 1860, art. 88, sec. 28. 1813, ch. 102, sec. 4.

26. If any sheriff shall make sale of any lands or tenements and shall die without executing a deed of conveyance to the purchaser, the court out of which the execution issued under which the lands were sold may, on the application of the purchaser or his legal representative, order and direct the sheriff for the time being, or some one of the coroners (as the case may be), of the county or Baltimore city in which the lands or tenements lie, to execute a deed of conveyance to the purchaser or his legal representative. This section shall apply to all officers making sales under executions.

Venditioni Exponas.

Ibid. sec. 26. 1860, art. 88, sec. 30. 1829, ch. 158, sec. 1.

27. If any sheriff shall have taken property in execution and shall fail to make sale thereof for five years, or shall be in insolvent circumstances, the person for whose use such execution was issued may, in either case, have a writ of *venditioni exponas* issued to the sheriff for the time being.

Busey v. Tuck, 47 Md. 174. *Deakins v. Rex*, 60 Md. 598.

Execution of Death Penalty.

Ibid. sec. 27. 1860, art. 88, sec. 31. 1795, ch. 82, sec. 1. 1882, ch. 403.

28. The sheriff shall execute the sentence of death pronounced against any criminal by the judgment of any court of this State whenever he is authorized to do so by the warrant of the governor, and it shall be the duty of the sheriff to execute every such sentence of death in as private a manner as possible and to exclude from the view thereof all persons except his deputies, the spiritual advisers of the criminal, the legal counsel who defended him, his or her relatives, (not more remote than the second degree of either affinity or consanguinity) and such other persons, not exceeding twenty, as he may appoint to witness the same; and the said sheriff shall notify the physician of the jail, if there be any, or if there be no such physician or he refuse to attend the execution, then said sheriff shall procure some other physician of good standing to attend and furnish him a certificate that the execution was properly