

of the Court, be applied to the purpose for which such judgment, decree, decision or order was given, and if the judgment, decree, decision or order shall be for the payment of costs, and the party or parties against whom the said judgment, decree, decision or order for the payment of costs shall be rendered shall be entitled to a distributive share of the estate in which the suit is involved, the Court may order said costs to be paid out of said distributive share.

Effective.

SEC. 2. *And be it enacted*, That this act shall take effect from the date of its passage.

Approved April 1, 1886.

CHAPTER 165.

AN ACT to repeal section ten of article thirty-seven of the Code of Public General Laws, entitled "Evidence," sub-title "Attendance and Pay of Witnesses," and to re-enact the said section with amendments.

Repealed and re-enacted.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That section ten of article thirty-seven of the Code of Public General Laws, entitled "Evidence," sub-title "Attendance and Pay of Witnesses," be and is hereby repealed and re-enacted with amendments so as to read as follows, viz :

10. There shall be allowed to each witness attending the Circuit Courts or Orphans' Courts of this State, the sum of one dollar for each day such witness shall attend for the discharge of his duty, besides itinerant charges to be allowed to witnesses coming from other counties; provided, that every such witness shall obtain from the Clerk of the Court wherein he attended, or from the Register of Wills, if such attendance was before an Orphans' Court,