

fy, be and they are hereby authorised and directed to levy ^{CHAP. 272.} upon the assessable property of said county at their next levy, a sum sufficient to refund to the said vestries the amount so paid by them; *provided*, it shall appear to the said commissioners, that the said tax was levied and collected contrary to law. ^{Proviso.}

CHAPTER 272.

A further supplement to the act passed at December session, eighteen hundred and thirteen, chapter two hundred and sixteen entitled, An act relating to Sheriffs, and for other purposes. ^{Passed March 10, 1843.}

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That the first, second and fourth sections, of the act passed at December session eighteen hundred and forty, chapter two hundred and sixteen, be and the same are hereby repealed. ^{Repealed.}

SEC. 2. *And be it enacted,* That it shall be the duty of the executor or administrator of any sheriff, coroner, or elisor, who has died, or may hereafter die, either before or after the expiration of his term of service, having in his hands any writ or process of any description issued by any court in this state, to return the same to the clerk or register of the court out of which the same issued, together with all schedules, lists, entries and memoranda if any, shewing the acts and proceedings of such sheriff, coroner, or elisor, in virtue thereof, and the said clerk or register on the application of the plaintiff or other party or person for whose use any such process may have issued, shall issue a duplicate thereof to the sheriff or other proper officer for the time being, and if it shall appear that the said writ so returned, remained wholly unexecuted, the said sheriff or other officer shall proceed in execution of said duplicate as if said writ had not issued to the deceased sheriff or other officer, but if it shall appear that said writ was partly executed, at the time of the death of the sheriff or other officer having the same, then the sheriff or other officer so receiving said duplicate shall and may proceed in execution thereof in the same manner as the deceased sheriff or other officer in his life time, might or could have done in execution of said original process, and may make the same returns that said deceased sheriff or other officer, in his life time, could have made; *provided*, that nothing in ^{Proviso.}