

and vendee, and if they are satisfied of the fact, that they are so charged, to credit the vendor to the amount thereof; and if paid by the vendor or his legal representatives, to refund the said amount so erroneously paid to the legal representative or representatives of the said James F. Neale; *Provided*, they be also satisfied that the said John W. Smoot has paid the same, or the land in his possession is liable for the same.

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

CHAPTER 75.

Passed
Feb. 24, 1854.

AN ACT making the return of service by officers of writs of attachments, and of scire facias evidence, without requiring witnesses thereto.

Return of service not to require witness.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That all officers who are now or may hereafter be authorised by law to execute attachments on warrants or by way of execution, be, and they are hereby authorised and empowered to make known to the person or persons or body corporate, in whose hands or possession any goods, chattels or credits shall be attached, to be and appear before the court or justice of the peace before whom such attachment shall be returnable, on the return day thereof, to show cause if any they have, why the goods, chattels or credits so attached should not be condemned and execution thereof had, and that the said notice to the garnishee or garnishees need not be given in the presence of any witness or witnesses, but the sworn return of the officer shall be the evidence of the same as is now the case in the service of other writs.

Sworn return of officer evidence.

SEC. 2. *And be it enacted*, That it shall not hereafter be necessary for the officer legally authorized to serve writs of scire facias, to execute the same in the presence of the witnesses, but the sworn return of the officer shall be sufficient evidence of service as in the service and return of other writs.

In force.

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