

7. Nothing in this act contained shall affect any judgment obtained, or to be obtained, or any execution issued, or to be issued, by virtue of the act, entitled, An act to establish a bank in Baltimore town.—*ibid.* § 6.

8. Execution may be issued on any judgment or decree rendered or to be rendered in any court of law or equity, or orphans court, or by any single magistrate, in this state, at any time within 2 months from the time of the rendition of such judgment or decree, provided such judgment or decree shall not have been superseded agreeably to the directions of the said act.—*Nov.* 1792, c. 74, § 1.

9. The clerk or register of the court out of which any execution shall issue, shall endorse thereon the day on which the judgment or decree, on which such execution shall issue, shall have been rendered, but the omission of such endorsement shall be no cause to set aside such execution; and the judge, justice or justices, before whom any supersedeas shall be taken, shall give a certificate thereof, expressing the names of the plaintiff and defendants, the court in which, and the sum for which the judgment or decree was rendered, and the time of entering into the supersedeas, and if it shall appear that such supersedeas was not entered into within 2 months from the time of the rendition of the judgment or decree, no execution shall be stayed thereby.—*ibid.* § 2. See *Execution*, 5. *Injunctions*, 1, 2.

## S U B P Œ N A.

**S**UBPŒNA may issue from the chancery, or from the general court of either shore, to summon parties to appear before the chancellor, to maintain or answer any *caveat*, or to require the attendance of any witnesses to give testimony on any *caveat*, provided there be not less than 15 on the western, and 30 days on the eastern shore, between the date of the *subpœna* and the return thereof; and every sheriff shall obey such *subpœna*, and on return thereof, attachment for contempt may issue out of the court issuing the *subpœna*, against any witness who shall not attend, and the court may fine such witness for non-attendance, as in other cases; and every witness shall have the same allowance for his attendance and itinerant charges, as on *subpœnas* out of the general court, and may compel the party at whose request he is summoned to pay him the same, either by attachment from the court out of which the *subpœna* issued, or by warrant, before a justice of the peace, if under 5l. current money; and the chancellor may compel the person against whom he shall determine on the *caveat*, to pay all the expences of issuing any *subpœna*, and of the witnesses; and the chancellor may, by rule, direct any deposition to be taken and received as evidence before him, on the hearing any *caveat*, provided reasonable notice in such order be given to the other party.—*April.* 1782, c. 38, § 11. See *Boundaries of lands*, 13, 21. *Chancellor*, 43, 44. *Chancery*, 40, 41, 44. *County clerks*, 21. *County courts*, 41. *Governor and council*, 21.