

1780.

L A W S of the S T A T E of

C H A P. X, XI.

their deputies shall think it necessary; and that the said sheriffs and their deputies shall be obliged, on serving any criminal writ as aforesaid, to take a bail bond of the criminal, and his or her security, if security is judged necessary as aforesaid, in a sum not exceeding one hundred pounds, to be paid to the state of Maryland, conditioned, that the said criminal shall appear in court on the day the said writ is returnable, attend the court from day to day, and not depart therefrom without leave of the said court; and in case the said criminal shall not be considered by the sheriff or his deputy sufficient for the sum aforesaid, and cannot find sufficient security, to be approved of as aforesaid, that then the said sheriff or his deputy shall take the said criminal before a magistrate, to be dealt with agreeable to the law now in force; and that the said sheriff shall return the said bail bonds to the court of his respective county, on the first day of the said court to which the said writ is returnable.

In case of failure writ to issue for the recovery of the penalty, &c.

III. And be it enacted, That where there is a failure of the performance of the condition of the bail bonds aforesaid, a writ shall issue for the recovery of the penalty, and a declaration shall be filed and a copy delivered to the sheriff, to be served on the delinquent, with the writ, who shall be obliged to go to trial the same court, provided the writ be served eight days previous to the return, and without any emparlance; and in case of the defendant refusing to plead, the court may give judgment, except in extraordinary cases, at their discretion.

Sheriffs not pursuing the directions of this act liable to be proceeded against, &c.

IV. And be it enacted, That every of the sheriffs of this state, who do not pursue, by himself or his deputies, the directions of this act, by taking bail bonds of the criminal and his security, to be approved of as sufficient by the court to whom such bond shall be returned, or taking the said criminal before a magistrate, to be dealt with according to the directions of the law, shall be liable to be proceeded against in the same manner as he would have been, on his default in not bringing in the party according to his return, if this act had not been made.

1783

C H A P. XI.

An ACT to extend the time and to enforce the collection of the taxes in several of the counties within this state, and for other purposes.

Preamble.

<sup>a</sup> 1780 c. 3.   
 <sup>b</sup> ... c. 25

WHEREAS it is indispensably necessary, as well for defraying the expences of the present just war with Great-Britain, as to support the government of this state, that the collection of taxes should be duly and punctually made: And whereas it hath been represented to this general assembly, that the act of assembly to aid the proceedings of the commissioners of the tax, and for other purposes, as also a supplement to the act for the assessment of property within this state, passed last March session, was not transmitted to the commissioners of the tax for several of the counties before the time limited by them for the appointment of collectors had nearly expired, whereby many of those persons who were named by the commissioners as collectors of the tax, from the apparent impossibility of completing their collections by the time required, were deterred from undertaking the same: Therefore,

II. Be