

residents of another county, a duplicate writ may issue to the county where any of said heirs or devisees reside, directed to the sheriff thereof, who shall serve and return the same to the court from which it issued, and the same proceedings shall be had as if such heirs or devisees resided in the county where the suit was brought; provided, all such actions shall be instituted in the county in which the deceased died, if any of his heirs reside there, and if not, in the county in which his real estate or some part thereof is situated.

P. G. L., (1860,) art. 75, sec. 97. 1777, ch. 12, secs. 1-2.

141. A summons for witnesses residing in a different county to testify in trials to be had before the circuit court, may issue, and shall be directed to the sheriff of the county where the witnesses reside; and all witnesses upon whom such summons shall be served shall be liable to attachment and fine in like manner as if such witnesses resided in the county where the trial is had.

Ibid sec 98. 1795, ch. 23.

142. If a witness residing in a different county from that in which the trial is to be had shall be summoned, or has removed from such county after being summoned, and shall fail to appear after being so summoned, an attachment may issue for such witness to the sheriff of the county where said witness resides, returnable to the court issuing the same; and if the sheriff take such witness, he shall produce him before the said court to abide its sentence thereupon.

Ibid. sec. 104. 1817, ch. 139, sec. 1.

143. When any of the clerks of any of the courts within this State shall be required to issue any writ or process whatever, to be served in any other county than that in which he is clerk, he shall issue the same directed to the sheriff, coroner or other proper officer of such other county to whom the same ought to be directed, and shall immediately enclose such process in a letter or cover, sealed up and addressed to the clerk of the circuit court for such other county, or the clerk of the superior court of Baltimore city, and on the back thereof shall endorse his name as clerk of the court from which it issues, and shall forthwith