

**Revised Statutes of 1846 (EXCERPT)  
OF SHERIFFS.**

**51.72 Undersheriff; executing office of sheriff; effect of default or misfeasance.**

Sec. 72. If a vacancy occurs in the office of sheriff of a county, the undersheriff of the county shall in all things execute the office of sheriff, until a sheriff is elected and qualified. A default or misfeasance in office of an undersheriff in that capacity, shall be considered to be a breach of the condition of the bond given on behalf of or by the sheriff who appointed the undersheriff, and also a breach of the condition of the bond executed on behalf of or by the undersheriff to the sheriff by whom the undersheriff was appointed.

**History:** R.S. 1846, Ch. 14;—CL 1857, 413;—CL 1871, 554;—How. 582;—CL 1897, 2581;—CL 1915, 2445;—CL 1929, 1327;—CL 1948, 51.72;—Am. 1978, Act 635, Imd. Eff. Jan. 8, 1979.

**Compiler's note:** This section as originally enacted was numbered section 73.