

CHAP. 59.

Bond to be taken

Appraisers to be sworn

Schedule to accompany return.

Justices of the peace to have jurisdiction in cases of attachment

Justices of the peace to put this act in force.

Inconsistent acts repealed.

said justice, before he issues the same, to require and take from the party demanding such writ of replevin, a bond to the party holding the property, with one or more securities, whom the said justice shall in conscience believe to be worth double the value of the specified articles of property, intended to be replevined, with condition that the party replevying, his executors or administrators, shall well and truly return the same property to the party out of whose hands the property shall be so replevined, his executors, administrators or assigns, in case of a return of the same, shall be adjudged by the justice before whom the said writ of replevin shall be tried, and shall pay all damages and costs which may be awarded by the said justice; and upon the service of any such writ of replevin, the goods and property shall be forthwith appraised by two sworn appraisers, to whom the officer serving the said writ is hereby authorized and required to administer an oath or affirmation, that they will truly and impartially appraise the same property at the sum or price they shall believe it to be really worth, and if such appraisement shall exceed one hundred dollars, all further proceedings shall cease, and the plaintiff or party demanding the said writ, shall be liable for and pay all costs and charges which may have accrued thereon; and the said officer shall return the said writ to the said justice, certifying thereon that the value of the property exceeds the jurisdiction of the said justice, and he shall return the schedule and appraisement of the property, annexed to the said writ and return.

SEC. 7. *And be it enacted,* That said justice of the peace shall have jurisdiction over, and take cognizance of all cases of attachments, where the amount claimed to be due does not exceed the sum of one hundred dollars, exclusive of costs and interest, in the same manner and to the same extent as the justices of the district court could, under the act entitled, an act to establish magistrates courts in the several counties of this State, and to prescribe their jurisdiction, passed December session eighteen hundred and thirty-five, chapter two hundred and one.

SEC. 8. *And be it enacted,* That the justices of the peace aforesaid, are hereby authorized and empowered to issue all and every process and writ to carry out and effect the objects of this act, that are now issued by justices of the peace, or any court in this State, in like cases.

SEC. 9. *And be it enacted,* That all acts inconsistent with this act, are hereby repealed, so far as the same relate to Kent county.

*A bill entitled Turnpike Road and Cum sylvania*

SECTION Maryland, Blocker, J Samuel Gau ley, Joshua and John R commission time and pla of receiving pany to be tice having expedient, c continue the often as they tions.

SEC. 2. company, s twenty five litic and c county, are for such am provided nev amount req sioners shall just apportion provided als of the said ca sioners upon and the resi such manne directors of

SEC. 3. the shares said subscri made a bod Cumberland the purpose the national Cumberland