

at the times herein before appointed for the holding of each court, and shall be heard, tried, proceeded upon and determined therein, in the same manner as they might or could have been heard, tried, proceeded upon and determined, in the several county courts, or in the general court, before the said thirtieth of November, and shall be of full force, effect and validity, to every legal intent; and all writs and other process issuing out of any of the said county courts in the said judicial districts, shall be tested in the name of the chief judge, and in case of his death, resignation or disqualification, before a new appointment, in the name of the associate judge first named in the commission; and all writs and other process shall be returnable on the days appointed by this act.

XXIV. AND BE IT ENACTED, That all commitments and recognizances for all felonies, crimes, offences or misdemeanors, committed in the several counties, and triable by law in the county courts, shall be returned to the respective county courts in the several judicial districts, by the justice making such commitment, or taking such recognizance, on the first day herein appointed for holding the county court in their county; and all sheriffs, clerks, and all other civil officers, shall execute and perform the same offices and duties, under the same penalties, in their respective county courts, as they were by law obliged to perform and execute in the late county courts.

XXV. AND BE IT ENACTED, That nothing herein contained shall extend, or be construed to extend, to alter or change the powers and jurisdictions of the court of oyer and terminer and gaol delivery for Baltimore county, or to give criminal jurisdiction to the county court to be held at Baltimore for the sixth district, any thing herein contained to the contrary notwithstanding.

XXVI. AND BE IT ENACTED, That in all cases where judgments by default have been obtained in any court of this state against any sheriff or coroner, which defaults might, by the court in which the same were entered, have been struck out if the said court had not been changed or abolished, it shall and may be lawful for such sheriff or coroner, against whom such judgment was entered, to produce the defendant or defendants, for the nonproduction of whom such default was entered, to the next county court that shall sit in the county in which such judgment was entered, during the first three days of the sitting thereof, and such defendant or defendants shall thereupon, by the said court, be committed, or the execution entered not called by consent, in the same manner as might or could have been done at the court from which the same issued, or to which the same was returnable, and thereupon such judgment by default shall be struck out.

XXVII. AND BE IT ENACTED, That in all cases either on the original or judicial docket of any late county court, where no return has been made of writs in the hands of any sheriff, or where after return the party defendant has not appeared to the suit, or satisfied the execution, and no commitment has been prayed, or amercement or default entered against the sheriff, the same proceedings may be had at the next county court of the county wherein such writs were issued or returnable, as if the courts to which they were returnable had still continued in session; and the several sheriffs shall have the same power to produce the defendants in court, and all other legal remedies against them for not appearing, as he might or could have had at any time during the session of the court to which such writs were returned or returnable.

XXVIII. AND BE IT ENACTED, That until the clerks of the court of appeals shall be respectively appointed and qualify, the late clerks of the court of appeals and the general court respectively, shall be and they are hereby authorized and empowered, upon application of the party, his agent or attorney, to issue execution upon any judgment obtained in the late general court, or in the late court of appeals, upon which the respective clerks of the said courts could have issued, and not otherwise, and in the same manner and form, and tested as writs which issued prior to the said thirtieth day of November, and shall be made returnable to the court of appeals holden for the respective shore at the place and time herein before prescribed, and the said executions shall be of the same force and validity in law, and shall be proceeded upon in like manner, as executions which have heretofore issued out of the late general court or court of appeals by the respective clerks thereof, any law to the contrary notwithstanding.

XXIX. AND BE IT ENACTED, That in all cases where *scire facias* is necessary to be issued upon any judgment or proceeding in the late general court of either shore, or in the late court of appeals, the late clerks, and the clerks hereafter appointed, respectively, shall, upon application as aforesaid, issue the said *scire facias*, directed to the sheriff of the proper county, and shall transmit therewith a short copy of the said judgment or proceeding under the seal of the late courts, or of the court.