

the county, which levy, when so made, shall entitle the prisoner to his or her immediate discharge, provided he or she shall pay the fine, or be legally discharged therefrom.

**SEC. 2.** *And be it enacted,* That if in the recess of the said levy court the said prisoner shall obtain, from under the hands of a majority of said court, that they will levy the said fees at their next session, such certificate shall be binding on said court, or their successors, and shall entitle the prisoner to his or her immediate discharge, under the proviso contained in the first section of this act.

Certificate from a majority of court to be binding.

#### MAGISTRATES' COURTS.

**AN ACT,** entitled, an Act to repeal an Act to establish Magistrates' Courts in the several counties of this State, and to prescribe their jurisdiction, passed at December session, eighteen hundred and thirty-five, chapter two hundred and one, together with all the supplements thereto, so far as the same relates to Caroline County.—1838, ch. 157.

**SEC. 1.** *Be it enacted, by the General Assembly of Maryland,* That an act, entitled, an act to establish magistrates' courts in the several counties of this state, and to prescribe their jurisdiction, passed at December session, eighteen hundred and thirty-five, chapter two hundred and one, together with all the supplements thereto, be, and the same are hereby repealed, so far as the same relates to Caroline county.

Act repealed as to C. Co.

**SEC. 2.** *And be it enacted,* That in all cases where suits have been instituted in said courts for the recovery of a sum not exceeding fifty dollars, if no judgment has been rendered thereon, it shall be the duty of the respective chief judges of said courts to deliver to some justice of the peace of the district or county, all the papers and proceedings relative thereto; and in case any writ of *capias ad respondendum*, *scire facias*, *capias ad satisfaciendum*, or *feri facias*, issued by either of the said courts, for the recovery of a sum not exceeding fifty dollars, shall be in the hands of the sheriff, or any constable of said county, and not returned, it shall be the duty of the said sheriff, or constable, as the case may be, to return the same before some justice of the peace of the district, or county, who shall take such proceedings thereon as if the same had been originally issued by a single justice.

Pending suits, &c. provided for.

**SEC. 3.** *And be it enacted,* That it shall be the duty of the respective chief judges of said courts, and they are hereby required forthwith, to return to the clerk of said county, the dockets kept by the said courts, and it shall be the duty of the said clerk, upon the application of the plaintiff or plaintiffs, his, her, or their agent, or attorney, to make out a true copy of any judgment, where the sum for which the same is rendered does not exceed fifty dollars, upon which copy any justice of the peace of said county may issue execution as is now provided

Dockets to be returned to county clerk.

Copy of judgments.

Cases under \$50.