

itinerant charges shall be allowed to each of the said jurors, and each of the said justices of the levy court only for once a week going to, and once a week returning from the said courts at any one term.

#### MAGISTRATES' COURTS.

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 relate to Cecil County.—1838, ch. 222.

Repealing clause.

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and thirty-five, chapter two hundred and one, together with all the supplements thereto, be and the same are hereby repealed, so far as the same relates to Cecil county.

Pending cases provided for. Not exceeding \$50.

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 their 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 *fieri 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 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.

If in hands of sheriff.

Chief judge shall return docket to county clerk. His duty on application, to issue, &c.

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 by law, in case of the resignation, removal from office, or death of a justice of the peace: and it shall further be the duty of the said clerk, upon the application of the plaintiff or plaintiffs, his, her or their agent, or attorney, to issue execution upon all judgments where the sum for which the same is rendered, exceeds fifty dollars, directed to the sheriff of said

Cases over \$50.