

## JOINT BONDS.

- When two or more persons are jointly bound, and one or more of the obligors die, his or their representatives may be proceeded against as if bound severally as well as jointly—1811, ch. 161, sec. 1, . . . 604
- Not lawful to institute more than one suit on a joint and several bond, penal or single bill, when the obligors are living and reside in the same county—1825, ch. 167, sec. 1, . . . . . 849
- When one of the obligors is dead, the clerk shall docket one action against the surviving obligor or obligors—1825, ch. 167, sec. 2, . . . 849
- If requested by the plaintiff or his attorney, it shall be the duty of the clerk to docket an action against the executor or administrator of such deceased obligor, and the same proceeding, &c. shall be had as if separate actions had been brought against each obligor—1825, ch. 167, sec. 2, . . . . . 849
- Where an obligor dies, pending the action, the death shall be suggested, and an action docketed as of the same term in the name of the plaintiff in the said action, against such obligor so dying; and similar proceedings shall be had to make the executor, &c. a party, &c. as if the original action had been brought separately—1825, ch. 167, sec. 3, . . . . . 849
- Where an obligor dies after judgment, a scire facias may issue against the executor, &c. of such obligor, and such judgment shall be had on the scire facias, as if the original judgment had been rendered against the deceased obligor, or as if separate actions had been brought—1825, ch. 167, sec. 4, . . . . . 850
- This act not to be construed to prevent any plaintiff in a judgment rendered on a joint and several bond, &c. from levying the amount upon either of the co-defendants—1825, ch. 167, sec. 6, . . . . . 850
- Where the obligors reside in different counties, separate actions may be docketed in each county, and such judgments may be entered as if separate actions had been brought before the passage of this act—1825, ch. 167, sec. 6, . . . . . 850
- Where any writ of *capias ad respondendum*, issued under this act, shall be returned *cepi*, as to one or more of the obligors, and *non est inventus*, as to the rest, the writ shall be renewed against those on whom it had not been served, and on its being returned, served, the court may consolidate the actions, so that no delay shall arise in the obtention of the judgment, by reason of the consolidation, &c.—1825, ch. 167, sec. 8, . . . . . 851
- The act of 1825, ch. 167, applies to all bonds of every nature, whether the same be with a collateral condition or not—1837, ch. 211, . . . 1256

## JOINT TENANCY.

- No deed, devise, &c. shall be construed to create an estate in joint tenancy, unless it is expressly provided that the property conveyed by such deed, &c. is to be held in joint tenancy—1822, ch. 162, . . . 784