

SEC. 2. *And be it enacted*, That such second term shall be taken and considered as the trial term, and that the imparlance term, usually so called, be, and the same is hereby abolished; *Provided*, that nothing herein contained, shall be construed to deprive a party of a right to continuance for legal cause, or to lessen or affect the liability of special bail, or in any manner to impair the right of the bail in relation to the defendant.

Imparlance
term
abolished.

Saving
clause.

CHAPTER 186.

A SUPPLEMENT to the ACT to prevent the unnecessary accumulation of * 1829, ch. Costs in Civil Suits. 166.

WHEREAS, it is represented to this general assembly that there are many difficulties, delays and unnecessary expenses attending actions of ejectment, commenced and prosecuted according to the usages and practices of the courts of this state; and whereas, it is the duty of the legislature to extend to actions for recovering of lands and other real estate, those principles of economy and simplicity, which have been extended to actions of debt and other personal actions, therefore,

Preamble.

SEC. 1. *Be it enacted, by the General Assembly of Maryland*, That if any action of ejectment now, or hereafter to be depending in any county court of this state, against the several defendants, the said defendants have severed, or shall sever in their defence, if shall not be necessary for the parties to return more than one set of plats, explanations or depositions in said action, but it shall be the duty of the plaintiff in ejectment, to make out one set of instructions, and therein, and also in all his plats, explanations and depositions, he shall plainly designate the defendants or defendant against whom the said instructions, plats, explanations and depositions, and every part thereof, are intended to be used; and each and every defendant thus severing in his defence, shall be at liberty to give such instructions, and make such locations and explanations, and take such depositions as he may think necessary for his defence; and such defendants shall not be bound by any instruction, location, explanation or deposition, of any co-defendant severing from him in defence, as aforesaid, nor by any instruction, location, explanation or deposition of the plaintiff, unless it shall plainly appear that such instruction, location, explanation or deposition was intended to be used against said defendant; and where any location shall be made on the part of any one of the defendants, the same may be used and taken advantage of by any other of the defendants to said actions; *Provided*, such other defendant shall, in his instructions, plainly declare that he will abide by and use said location.

Ejectment
cases where
defendants
sever.

Proviso.