

4. If either of the obligors, against whom a joint action shall be brought, shall die pending the same, the plaintiff may suggest such death, and the court shall cause the suggestion to be entered of record, and shall direct the clerk to docket an action as of the same term in which the suggestion is entered, in the name of the plaintiff against the obligor so dying; and in such action the same proceedings shall be had to make the executor or administrator of the deceased obligor a party thereto, as if the original action had been brought separately against all the obligors.

5. If any of the obligors against whom a joint action is brought, and judgment obtained thereon, shall die after judgment, the plaintiff may issue a scire facias on said judgment against the executors or administrators of the deceased defendant, and such judgment shall be had on the said scire facias as if the judgment had been rendered in a separate action.

6. If the obligors in any bond, penal or single bill, reside in different counties, they may be sued in the counties in which they respectively reside; but all residing in the same county shall be sued in one action.

7. When any writ against joint and several obligors shall be returned summoned as to one or more, and non est as to the others, the clerk may renew the writ against those upon whom it has not been served, and upon service upon the other obligors and return thereof, the obligors may pray the court to consolidate the actions, and the court may so consolidate such actions that no delay shall be caused thereby; but judgment shall be entered against the obligor last summoned at the same term as against the obligors first summoned, and in no case shall delay be occasioned by such consolidation.

8. Where two or more actions on obligations conditioned for the payment of any money, or two or more actions on the case arising ex contractu by and between the same plaintiff and the same defendant, shall be brought at the same term, the court in which such actions are pending shall, on motion of the defendant, order the said actions to be consolidated, and when consolidated shall direct the clerk to tax the cost of but one action.