

as said judge may approve, conditioned to prosecute said appeal with effect, or in default thereof to pay such costs and damages as the absent defendant or other persons interested in said property or credits may incur, or suffer by reason of such attachment and appeal, the attachment shall remain in force as if no such petition had been filed.

24. The party appealing under the preceding sections shall have ten days from the date of the judgment quashing any such writ of attachment within which he may file his appeal bond, and the writ of attachment shall remain in force during that time.

25. When two summonses have been returned "non est" against the defendant in any of the courts of law of this State, the plaintiff, upon proof of his claim as hereinbefore required, shall be entitled to an attachment, and the judge of the court where such action is pending shall order such attachment to issue, and the same proceedings shall be thereupon had as in attachments issued against absconding debtors.

26. If any person of full age residing out of this State is entitled by descent or devise to any lands or tenements lying in this State, and the person from whom such lands descended or by whom the same were devised was indebted to any person, the court in which any suit against such heir or devisee may be instituted, may award an attachment against the lands and tenements of such heir or devisee, held by descent or devise from the person so indebted, in the same manner and to have the same effect as attachments awarded against other persons residing out of the State.

27. Any of the courts of this State out of which any attachment has issued, or any judge thereof in vacation, may order a sale of any personal property which may be levied on by virtue of such attachment, (whenever the court or judge may deem such sale expedient,) on such terms and notice as the order may prescribe, and such sale may be ordered before or after the return of the attachment, and the proceeds of such sale, after payment of the expenses incident thereto, shall be paid into court and deposited to the credit of the suit in which the order was passed.

28. No writ of attachment shall be quashed by reason of the omission or misspelling of the Christian name of any non-resi-