

3. Any declaration which contains a plain statement of the facts necessary to constitute a ground of action shall be sufficient, and any plea necessary to form a legal defence shall be sufficient without reference to mere form; this to apply to replications, rejoinders and all subsequent pleadings; and this section shall apply as well to actions of ejectment as to other actions; and actions of ejectment shall not be brought in the names of fictitious parties, or under the fictions of lease, entry and ouster, but the real persons who are proper as plaintiff and defendant, shall be named, and the defendant's plea shall answer specially every material fact stated in the declaration; but a copy of the declaration shall with the writ always be served upon the person in actual possession of the land claimed at the time of the bringing of the suit, or if no one be in actual possession, the Sheriff shall set up a copy on the premises, the service or setting up of which copy the Sheriff shall certify upon the writ issued in the case or on such copy, if returned, with the date of such service; and the declaration of the plaintiff shall contain such certain description of the land claimed as will enable the same to be located, as well as the extent of the interest or estate in the land so claimed.

Suit brought  
in proper  
name.

Serve writ.

Set up copy.

Approved April 4, 1870.

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CHAPTER 421.

AN ACT entitled a supplement to an Act, entitled "An Act to authorize the Franklin Railroad Company incorporated by the State of Pennsylvania, to extend their works within the limits of the State of Maryland," passed at December Session, eighteen hundred and thirty-six, Chapter seventy-nine, repealing so much of the first Section of said Act as empowers said Railroad Company to connect with the Chesapeake and Ohio Canal, at or near Williamsport, and empowering said Franklin Railroad Company, to connect with said Canal at Williamsport.

WHEREAS, it hath been represented to this General Assembly, that the Franklin Railroad Com-