

**CHAP. 65.** may be, and shall be of the same effect, and be valid in law, to every legal intent, and be proceeded upon in like manner, as writs of *scire facias*, which issued, or shall issue, from the county courts, on judgments obtained therein in similar cases have heretofore issued from said courts respectively, any law to the contrary notwithstanding.

By 1806, ch. 90, s. 2, the clerk of the county court may renew any such writ of *scire facias*, if it has not been executed by the sheriff. See November 1812, ch. 145, as to *scire facias*'s against heirs or terre tenants.

Original papers, &c. in the late general court in actions depending therein, and appeals, &c. in the late court of appeals from the general court for the E. S. how and where to be transmitted, &c.

**30. AND BE IT ENACTED,** That it shall be the duty of the said late clerks respectively, or in case of death or refusal to act, such person or persons as the governor and council shall appoint, forthwith carefully and diligently to select and assort all the original papers now on the files of the general court of the respective shores in the several actions, and the evidences and plots relating thereto, on the several dockets, (except the appeal and error dockets,) wherein judgments have not been obtained, and also the transcripts and original papers now on the files of the late court of appeals, in appeals brought from the late eastern shore general court, and to make out a fair list of the suits to which they respectively belong, and the several docket entries in such suits, with a taxation of the plaintiff's and defendant's costs which have accrued in each, to wait the final event of the cause, and carefully to pack up the same original and other papers belonging to the suits of each respective county, and also the original and other papers and records belonging to any appeal from the eastern shore, as aforesaid transferred, in a separate box or package, and the said boxes and packages, in which the said lists shall also be respectively enclosed, shall be immediately forwarded, under the direction of the governor and council, to the clerks of the respective counties, and to the clerk of the court of appeals for the eastern shore, who are hereby respectively required and directed to file the said original papers, and to docket the said suits upon the dockets in his said office, to which they shall respectively belong, and they shall be there recorded, and the same proceedings shall be thereupon had in said suits as if they had been originally brought in the respective county courts, or in the court of appeals for the eastern shore, as the case may be, any law to the contrary notwithstanding.

Late clerks to act until clerks of the court of appeals shall be appointed

**31. AND BE IT ENACTED,** That the said late clerks respectively, until the clerks of the court of appeals shall be respectively appointed, and shall qualify as aforesaid, shall generally do, execute and discharge, all and every the duties, matters and things, which have heretofore been required by law to be done, executed and discharged, by the clerks of said courts respectively, and shall be of the same force and validity, to every legal intent, any law to the contrary notwithstanding, and shall be entitled to receive for their services the same fees as a clerk of the general court was entitled to receive for like services, to be made out, collected and paid, in the manner now prescribed by law, and shall receive, as a compensation for the other duties prescribed by this act, such sum as the governor and council shall allow.

Where a difference of time existed, &c. that in county court to prevail.

**32. AND BE IT ENACTED,** That in all instances whatever, where a difference of time existed in the general court and the county court, for the doing of the same or similar matters or things, that the time prescribed for the county court shall prevail.