

## CHAP. 90.

Any writ of *scire facias* or attachment, so issued, and not executed, may be renewed by clerk of county court.

ing the court for said county, and shall be of the same effect, and be valid in law, to every legal intent, and may be proceeded upon in like manner, as writs of attachment which have or may issue from the county courts, on judgments obtained therein, in similar cases; and if any writ of *scire facias* or attachment, which have been or may be issued upon any judgment or proceeding in the late general court, shall not be executed by the sheriff to whom the same has been or may be directed and delivered, it shall be lawful for the clerk of the county court to whom such writ shall be returned, to renew any such writ upon application of the party, his agent or attorney, in the same manner as if such writ had originally issued upon a judgment or proceeding in such county court.

See 1805, ch. 65, s. 29, and November 1812, ch. 145.

*Scire facias*'s and attachments may be issued on judgments rendered in the court of appeals, returnable to the county courts, and if not executed may be renewed by clerks of the county courts.

3. AND BE IT ENACTED, That in all cases where a *scire facias*, or attachment with clause of *scire facias*, may be required to be issued upon any judgment which has been, or which may be, rendered in the court of appeals of either shore, the clerks of the court of appeals for the respective shores shall in like manner issue the said writ of *scire facias*, or attachment with clause of *scire facias*, directed to the sheriff of the proper county, and shall transmit therewith a short copy of the said judgment under seal, and such writs shall be made returnable at the place, and on the day, prescribed for holding the court for such county, and shall be of the same effect, and be valid in law, to every legal intent, and may be proceeded upon in like manner, as writs of *scire facias* and attachment which have or may issue from the county courts, on judgments obtained therein in similar cases; and if any such writ shall not be executed by the sheriff to whom the same may be directed and delivered, it shall be lawful for the clerk of the county court to which such writs shall be returned, to renew the same upon application of the party, his agent or attorney, in the same manner as if such writs had originally issued upon judgments in such county court.

See November 1812, ch. 145, as to *scire facias*'s against heirs and terre-tenants.

County court may order an attachment for payment of costs of the term awarded by or allowance made to a witness in the late general court.

4. AND BE IT ENACTED, That if any case which may have been transferred from the late general court of either shore to the county courts, costs of the term has been awarded by the late general court against any party, or any allowance made to a witness for his attendance in any case, and the same has not been paid to the party in whose favour such costs were awarded, or to any witness to whom such allowance may have been made, it shall and may be lawful for the county court of the county where the party liable to pay such costs or allowance may reside, to order and direct an attachment against such party, upon satisfactory evidence of a demand having been made of and from such person for such costs or allowance, and of his neglect or refusal to pay the same, in the same manner as if such costs had been awarded, or such allowance had been made, in the county court of said county.

In cases of writs of error *coram vobis* brought before the court of appeals where a fact is put in issue, the record to be transmitted to the county court, &c.

5. AND BE IT ENACTED, That in all cases of writs of error *coram vobis*, which are depending in the court of appeals of either shore, and in all cases of writs of error *coram vobis* hereafter to be brought before the said court of appeals, where it shall appear to the court proper and necessary to try any matter of fact put in issue by the pleadings in the case, that it shall and may be lawful for