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ABATEMENT AND REVIVOR.

1. The mode of reviving a suit in equity, according to the Act of 1820, ch. 161, which had abated by death. But that Act being cumulative, the party may revive either in that mode or by bill. The new mode of reviving applies to no case, except that of a devisee, where a proper bill of revivor will not lie; nor does it apply to an abatement by marriage; or to an abatement after a decree. *Hall v. Hall*, 120.
2. The Act of 1820, ch. 161, applies only to cases in which it remains to pass a final decree. *Allen v. Burke*, 511.
3. Where the suit abates after a final decree it may be revived by a subpoena *scire facias*. The form of the writ, and the mode of proceeding. *Ib.*
4. The Act of 1820, ch. 161, only gives a new mode of proceeding in certain cases in place of a proper bill of revivor. *Griffith v. Bronaugh*, 514.
5. After a decree to account, or a final decree a defendant may revive the suit; but in general he cannot revive it in any other case. *Ib.*
6. In an injunction case, it may be ordered, on petition of the defendant, that the representatives of the late plaintiff, on a copy of the order being served on them, proceed to revive the suit on or before a certain day, or that the injunction be dissolved. If such representatives are numerous, widely dispersed, unknown or non-residents, it will be sufficient to have it entered on the docket, that they come in and revive before the end of the then next term. *Ib.*

See DECREE, 11.

EXECUTION, 6.

AFFIDAVIT.

An affidavit made in another State to an answer to a bill in this Court, being an authentication called for by a tribunal here, is a part of the judicial proceedings of this State; and is not such a judicial proceeding of another State, as comes within the provision of the Constitution of the United States, and the Acts of Congress respecting the manner in which such proceedings shall be proved. *Gibson v. Tilton*, 328.

See PLEADING, 4.

ALIMONY.

See HUSBAND AND WIFE, 1, 2.

MARRIAGE, 4.