

term at which said judgment may have been entered, with the right to the defendant to supersede the same for six months from the expiration of said stay as now allowed by law; provided, however, that the court may, on motion in writing by the plaintiff or his attorney showing sufficient reasons therefor, allow an execution or attachment, or other proper writ to be issued at any time after the entry of judgment as aforesaid and before the expiration of said stay.

Ibid.

101. Nothing in the preceding sections shall prevent a defendant from filing a demurrer to the plaintiff's declaration instead of pleading thereto, but the filing of such demurrer shall not prevent the plaintiff from obtaining judgment by default against the defendant, according to the provisions of the preceding sections, unless the defendant, or someone in his behalf, shall at the time of filing such demurrer also make oath or affirmation, to be filed in the case, that such demurrer is not interposed for the purpose of delay.

Ibid.

102. The clerk of said court shall have full power and authority to enter judgment by default under the rules of said court, according to the provisions of section 97 of this article, in the absence of the judge, but shall not have authority to extend such judgment or assess the damages, which shall alone be done by the order or under the direction of said court, or one of the judges thereof.

1904, ch. 71, sec. 13.

103. It shall be the duty of the judges of the Circuit Court for Montgomery County at every term to inspect the records, indexes and papers of the office attached to said court relating to lands, tenements or other real estate, and examine the condition thereof and see whether the clerk of said court has performed the duties required of him by law, relating to the recording of judgments, decrees, proceedings and executions, and whether he has entered and transcribed the docket entries as required by law, and if it should appear on such examination that any of the records or indexes have become so dilapidated and worn as to require them to be transcribed, they shall order and direct the clerk to transcribe the same into new record or index books, which the clerk shall procure for that purpose; and such new records and indexes, when so transcribed, shall be carefully examined and certified by said clerk, and when so examined and certified shall be substituted for and become the records and indexes of said court in lieu of the