

carrying of concealed weapons, maliciously destroying property, unlawful hunting, gaming, simple larceny, care and protection of minors, Sabbath breaking, and all other violation of law that are classed and specified as misdemeanors; provided, however, that said justice shall not have any jurisdiction in cases of a felony charged in any warrant or indictment, except for the purpose of arrest, commitment for a hearing, commitment for the action of the grand jury. And said justice shall have power to issue all processes and to do all acts which may be necessary to the exercise of his said jurisdiction; may try and determine all cases whereof he may have jurisdiction, and may pronounce judgment and sentence therein in the same manner and to the same extent as the Circuit Court for Montgomery County could in such cases if said cases were tried before said Court without the investigation of a jury; provided, however, that if any person when brought before said justice having jurisdiction of the case shall before trial of the alleged offense pray a jury trial, or if the State's Attorney for said county shall before the trial of such alleged offense pray a jury trial upon the part of the State, it shall be the duty of said justice to commit such alleged offender for trial in the Circuit Court for Montgomery County at its then session, if it be in session, or its next session if it be not then in session, and to return said commitment or recognizance with the name or names and residences of the witnesses for the prosecution indorsed thereon, forthwith to the clerk of the Circuit Court, and the said justice shall inform the person charged of his right to a jury trial, and on receipt of the recognizance sent up by the justice the clerk shall place the same on the appeal docket and issue a subpoena for the witness named by the justice, and the case shall be tried on the information or the warrant as if on appeal, and if on waiver of jury trial before the justice and trial before him either party shall feel aggrieved, there shall be a right of appeal to the Circuit Court for Montgomery County in case the judgment of the justice is against the accused, and he shall appeal. He shall enter into a recognizance with security to be approved by said justice, and in every such case the appeal shall be taken within 10 days after the judgment entered; provided, however, that any person charged with any of the above named offenses may at any time before trial before said justice waive a hearing and ask in writing to be admitted to bail or committed in order that the grand jury for Montgomery county at the next term of the Circuit Court for said county may investigate the charge against him, her or them, in which event said justice of the peace shall com-