

An. Code, sec. 49. 1904, sec. 47. 1888, sec. 45. 1868, ch. 447.

51. Every justice of the peace may issue an attachment in any of the cases mentioned in section 36 of article 9, where the sum claimed shall not exceed one hundred dollars, upon the party applying for the same making before the justice the affidavit, and exhibiting the proofs and vouchers necessary to authorize an attachment to be issued from the circuit court or the superior court of Baltimore city, the court of common pleas or the Baltimore city court in such cases, and giving bond with security to be approved by said justice in double the sum alleged to be due, and conditioned as provided in section 39 of said article, except such changes of language as may be necessary to make the same applicable to a proceeding before a justice of the peace; and such attachment shall be returnable before the justice who issued it on a day certain to be named therein, not less than twenty nor more than thirty days from the date of issuing it; and the plaintiff shall give notice of the issuing of such attachment in the same manner as in case of attachment before a justice against non-resident or absconding debtors; and a writ of summons shall also be issued with such attachment as is usual in cases of debt before a justice, and the proceedings on such attachment shall conform as near as practicable to the practice and proceedings under writs of attachment against non-resident or absconding debtors, issued by a justice of the peace.

Cited but not construed in *Weed v. Lewis*, 80 Md. 128.

An. Code, sec. 49A. 1914, ch. 337.

52. No attachment issued by a Justice of the Peace in any of the cases mentioned in the preceding Section of this Article, shall be dissolved unless every defendant either in person or by his attorney files in writing the appearance of the defendant or defendants to the action, and unless a good and sufficient bond be given by or on behalf of the defendant or defendants in a sum of money equal to at least double the value of the property attached, with security to be approved by the Justice of the Peace issuing the attachment, to satisfy any judgment that shall be recovered in such case against the defendant or defendants.

See art. 9, sec. 19.

Replevin.

An. Code, sec. 50. 1904, sec. 48. 1888, sec. 46. 1852, ch. 239, sec. 2.

53. In all actions of replevin the proceedings before justices of the peace shall be similar to those in the several circuit courts of this State or the three common law courts of civil jurisdiction in Baltimore city.

The jurisdiction of justices in replevin was conferred prior to Code of 1860, and is embodied in that Code. State use of *Whitehill v. Carrick*, 70 Md. 591.

See sec. 6 and notes.

As to the action of replevin, see also art. 75, sec. 125, *et seq.*

An. Code, sec. 51. 1904, sec. 49. 1888, sec. 47. 1835, ch. 201, sec. 13. 1852, ch. 239, sec. 2. 1856, ch. 112, secs. 13-25. 1886, ch. 45. 1888, ch. 235.

54. Before issuing a writ of replevin the justice shall require and take from the party demanding such writ a bond to the party holding such