

and it shall be the duty of the said judge to examine such renewed docket or dockets, as the case may be, and if found to be correct, to adopt the same as the docket of the court, and the said judge shall signify such adoption, by a certificate, in writing, upon each of such dockets, and such renewed dockets shall be as valid and effectual in law as the original dockets would have been had they not been destroyed, or in any way injured by fire.

23. When any cause of action or trial paper, in any case, whether pending or settled, at law or in equity, may have been wholly or partially destroyed by fire, the said commissioner is hereby authorized to cause the same to be restored or re-established by consent of the parties, if so proposed, or by such evidence as may be supplied from the remains of burnt papers or dockets, or other papers in the office, and if such evidence shall be sufficient, in their judgment, he shall certify such restored or re-established cause of action or trial paper, to the clerk of the Circuit Court for said county, who shall re-file such paper or papers and cause the proper docket entry or entries to be made thereof, and such re-filed paper and docket entry shall have the same validity and effect, as if the original paper had not been destroyed or injured by fire; and in case any cause of action or trial paper cannot be sufficiently established in the manner herein above prescribed, it shall be the duty of the said commissioner to hear extrinsic evidence touching the re-establishment of such paper, and shall, if satisfied upon such evidence that such paper is fully re-established, certify such restored or renewed cause of action or trial paper to the clerk of the Circuit Court for said county, who shall re-file such paper, and make the corresponding docket entries thereto, in conformity to the order passed in the premises, and such re-filed paper and docket entries thereof, shall have the same validity and force in law or equity, as if the originals thereof had not been destroyed or injured by fire; *provided*, however, that in all proceedings for the restoration of causes of action or trial papers, which cannot be established to the satisfaction of the commissioner from the intrinsic evidence within the office of the said clerk, or from certified copies or by consent of