

of the said commissioner would be explanatory and perfect and re-restore the said record or any instrument of writing recorded therein.

Ibid. s 8.
When process
is returned
non est.

Notice.

147. In all cases wherein process may be issued to summon parties before the said commissioner which shall be returned *non est*, no final order shall be passed in the premises until public notice shall have been first given in some newspaper published in said county once a week for at least three weeks, and no order shall be passed upon any record or paper alleged to have been destroyed or injured by fire which shall in any wise have the effect to impair or interfere with the rights of third parties not appearing to or contesting any issue before the said commissioner, and any party to any issue or examination had before said commissioner shall have the right at any time within thirty days to appeal from any order passed by said commissioner to the judge of the circuit court for said county, and the said commissioner is hereby required to carry into effect the order of the said judge in the premises.

Ibid s 9
Dockets, how
made anew

148. When any docket shall have been wholly or partially destroyed by fire the said commissioner shall cause the same to be made up anew from the trial papers, auxiliary dockets or any evidence in the office of the clerk of the circuit court for said county which may be accessible, from the burnt remains of any docket or papers or otherwise, and when such dockets shall have been made up the commissioner shall certify the same under his hand and seal to the judge of the circuit court for said county, 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 correct to adopt the same as the docket or dockets of the court and the said judge shall signify such adoption by a certificate in writing upon each of such dockets, and such renewed docket or dockets shall be as valid and effectual in law as the original docket or dockets would have