

unless a bill of exceptions has been taken, or a motion in arrest of judgment has been overruled.

Dyer's Exrs. v Beatty, 3 H. & McH. 219. *Slusser v. Chapline*, 4 H. & McH, 222. *Blacklock v. Maddox*, 4 H. & McH 222. *State v. Page*, 1 H & J. 475. *Whetcroft's Admrs. v. Dorsey's Ex'rs*, 1 H. & J. 482. *Johnson v. Goldsborough*, 1 H. & J. 499. *Beatty v. Chapline*, 2 H. & J. 7. *Fullerton v. Miller*; 22 Md. 1. *Black v. Carroll*, 24 Md. 251. *Eackle v. Smith*. 24 Md. 339. *Kirkland v. Krebs*, 34 Md 93.

P. G. L., (1860,) art. 5, sec. 34. 1826, ch. 200, sec. 15.

54. The courts of law and equity and the judges thereof, in vacation, shall have full power and authority to examine into and determine on the sufficiency of the sureties to any bond filed in the offices of the said courts, respectively, under this article, and the said courts may from time to time make such rules and orders for the justifying or proving the sufficiency of such sureties, and for requiring additional security in any case, as they may deem proper.

Barnum v. Raborg, 2 Md. Ch. 516. *Ringgold's Case*, 1 Bl. 5.

Ibid. sec. 35. 1826, ch. 200, sec 16.

55. In case any such bond shall be rejected, the court or judge rejecting the same shall have a discretionary power to grant further time to the party to file another bond; and if upon indulgence the party shall file a new bond which shall be approved, the supersedeas thereupon granted shall have relation back to the day of the filing of the first bond.

Ibid. sec. 36. 1826, ch. 200, sec. 17.

56. No bond required by this article to be executed for the purpose of staying or delaying execution upon any judgment or decree which shall be approved, shall be avoided for any matter of form.

Ibid. sec. 38. 1826, ch. 200, sec. 11.

57. The bond, which any appellant, who may die pending any appeal or writ of error, shall have executed for the prosecuting an appeal, or suing forth a writ of error, and the securities therein, shall be liable and answerable to the appellee, his executors, administrators or assigns, for the due prosecution of the said appeal or writ of error.