

may then deliver the same to the plaintiff, and the clerk shall have said judgments properly indexed; said judgments shall be liens from the date of such recording.

Hinkle v. Wilson, 53 Md 294.

1868, ch 443. 1888, ch. 235.

38. No sale of any real or leasehold property under any execution issued by any justice of the peace shall be valid; but when the plaintiff desires execution against such property of the defendant, the clerk of the court where the judgment is recorded shall issue such execution to the sheriff, to be proceeded with by him as in other executions directed to him.

Attachments.

P. G. L., (1860,) art. 51, sec. 39. 1849, ch. 269, sec. 1. 1853, ch. 276, sec. 2.

39. Any person making the affidavit, and exhibiting the proofs and vouchers necessary to authorize an attachment to be issued from the circuit court against a non-resident or absconding debtor, may have an attachment issued by a justice of the peace against such debtor, if the cause of action does not exceed one hundred dollars.

Ibid. sec. 40. 1849, ch. 269, sec 1.

40. Such attachment shall be returnable before the justice who issued the same, upon a day certain to be named therein, not less than twenty nor more than thirty days from the date of the issuing thereof.

Ibid. sec 41. 1849, ch 269, sec. 1.

41. The plaintiff, at the time of issuing the attachment, shall give notice by setting up at three or more of the most public places in the election district or ward in which such attachment may issue, at least ten days before the return day thereof, an affidavit of the truth of his claim, together with a copy of such claim, and also a copy of such attachment.

Rodemer v Detmold, 9 Gill, 250. *Campbell v Webb*, 11 Md. 471.

Ibid. sec. 42, 1849, ch. 269, sec 1.

42. If the defendant, or the garnishee in whose hands property may be attached, shall not show cause to the contrary, the justice may condemn such property; provided, he is satisfied