

claimed by some person whom he shall name, by virtue of a right or title accruing or happening since the commencement of the said lease or letting, by descent or deed from or by devise under the last will or testament of the lessor, and if thereupon the person so claiming shall forthwith appear, or upon a summons to be immediately issued by said justice and made returnable within six days next following, shall appear before said justice, and shall, on oath, to be administered by him, declare that he verily believes that he is entitled, in manner aforesaid to the said premises so leased or demised, and shall, with two sufficient securities, enter into bond to the plaintiff, his heirs or assigns, in such sum as the said justice shall think is a proper and reasonable security to said plaintiff or parties in interest, to prosecute with effect his claim at the next term of the circuit court for the county, or the next term of the Baltimore city court, as the case may be, then the said justice shall forbear to give judgment for restitution and costs; provided, that if the said claim shall not be prosecuted as aforesaid, the said justice shall proceed to give judgment for restitution and costs, and issue his warrant within ten days after the end of said term of court.

Gelston v. Sigmund, 27 Md. 345

P. G. L., (1860,) art. 53, sec. 6. 1874, ch. 414. 1882, ch. 355. 1886, ch. 470.

6. The provisions of the preceding sections shall apply to all cases of tenancies from year to year, tenancies by the month and by the week; provided, that in cases of tenancies from year to year in the counties, a notice in writing shall be given six months before the expiration of the current year of the tenancy; and in monthly or weekly tenancies, a notice in writing of one month or one week, as the case may be, shall be so given; and the same proceedings shall apply, so far as may be, to cases of forcible entry and detainer; and the benefit of all such proceedings shall inure to the heirs, executors, administrators or assigns of the owner of such estate, as the case may be. In case of removal of such proceedings under a writ of *certiorari*, a sufficient record thereof shall be the original papers, with a copy of the judgment and entries by the justice, under his hand and seal. This section, so far as the same relates to notices, shall not apply to Baltimore city.

Hall v. Hall, 6 G & J. 386. Burrell v. Lamon, 67 Md. 582.