

Chapter 354.

AN ACT to repeal section one hundred and fifty-nine and one-half of the Code of Public Local Laws of the city of Baltimore, title "Costs," as enacted by the act of January session of eighteen hundred and seventy-four, chapter one hundred and sixty-seven, and to amend and re-enact same.

Repealed and re-enacted.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That section one hundred and fifty-nine and one-half of article four of the Code of Public Local Laws of the city of Baltimore, title "Costs," as enacted by an act of January session, eighteen hundred and seventy-four, chapter one hundred and sixty-seven, be and the same is hereby repealed and re-enacted so as to read as follows:

Who to pay costs.

SECTION 159½. That in all actions at law for wrongs, independent of contracts, in any of the courts of Baltimore city, where the verdict or inquisition of damages after default made shall be for a sum less than fifty dollars, the costs shall be adjudged to the defendant, unless the court shall otherwise determine; but the court, before allowing costs to the plaintiff in such case, shall be satisfied that he had good reason for not bringing suit before a justice of the peace; and in all cases of appeals whatsoever from judgments of justices of the peace in Baltimore city, costs shall be allowed to plaintiff or defendant, in the discretion of the court; provided that in all cases involving the title to real estate, wherein the verdict or judgment is for the plaintiff, he shall be allowed his costs.

Discretionary with court.

Approved May 3, 1882.