

or insufficiency of the party appellant, or party suing out such writ of error; and such sureties shall, in like manner, be answerable for, and liable, to pay all fees which may accrue in the court of appeals, against the party appellant, or party suing out such writ of error. CHAP. 200.

10. *And be it enacted*, That all appeals made, and writs of error sued out in manner aforesaid, shall be admitted and allowed by the court of appeals, and all necessary proceedings be permitted to be had thereon; and the court of appeals shall make such regulations as may be right and proper, for hearing and determining the same; and shall upon the transcript so transmitted on any appeal or writ of error as aforesaid, and the proceedings thereon, give judgment, or award a writ of *procedendo* for a rehearing of the case, as shall appear to be just. Appeals, &c. to be admitted in the court of appeals. How to be regulated.

11. *And be it enacted*, That any judgment confessed before two justices of the peace, for staying execution on any judgment or decree rendered in any county court, may be appealed from, or a writ of error thereon may be brought in like manner, and there shall be the same proceedings in order to stay execution thereon, as by this act is prescribed and directed relative to judgments rendered in the county courts; and the bond entered into on making the appeal, or suing out the writ of error, and the sureties therein, shall be approved by the clerk of the county court to which any such confession of judgment may be returned, or by the chancellor, as herein before mentioned. Judgments confessed by way of supersedeas may be appealed from.

12. *And be it enacted*, That a copy of any bond entered into in pursuance of this act, for prosecuting any appeal, or suing out any writ of error, certified under the seal of the court in which such bond shall be filed, shall be good evidence to prove the execution of such bond in any court of law or equity in this state; and it shall not be necessary to produce the original bond in court in any action thereon, unless the obligors therein, or any of them, shall deny the execution of such bond, and verify the same by affidavit. Copy of any appeal bond to be evidence, &c.

13. *And be it enacted*, That from and after the passage of this act, no writ of error or appeal shall be prosecuted upon any judgment, which has been or shall be rendered in any county court, after three years shall have elapsed from the time of the rendition of such judgment, except writs of error *coram vobis*, in cases where judgments have been or shall be entered by mistake. Limitation as to appeals or writs of error to common law courts.

14. *And be it enacted*, That from and after the passage of this act, all appeals from the decisions, orders and decrees, of the court of chancery, or of any county court sitting as a court of equity, in cases where appeals properly lie, shall be made and entered in the said court or courts, within nine months from the time of making such decisions, orders and decrees, and not afterwards, unless it shall be alleged on oath, or affirmation, that such order or decree was obtained by fraud or through mistake. The like as to appeals from courts of equity.

15. *And be it enacted*, That the court of chancery, the county courts, 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 to be filed in the of- New sureties in bonds, may be required, &c.