

Entitled to  
jury trial.

Court may  
quash.

Effective.

upon be entitled to a jury trial to assess the amount of damages payable to, or amount of benefits chargeable against him, as the case may be, and the amount assessed as such damages or benefits by said jury shall stand in the place and stead of the assessment thereof by said commissioners, and upon said appeal it shall be competent for the court to quash the proceedings upon the motion of the appellant, for errors or omissions rendering the same fatally defective; and upon the trial of said cause in said circuit court, either party may take bills of exception to any rulings of said court upon matters of law arising in the progress of such trial, and either party appeal to the court of appeals of this state from any such rulings, or from the action of said court in quashing or refusing to quash such proceedings.

SEC. 2. *And be it enacted*, That this act shall take effect from the date of its passage.

Approved February 3, 1888.

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### Chapter 8.

AN ACT to repeal sections forty-three and one hundred and thirty-three of chapter one hundred and eight of the acts of assembly passed at January session, eighteen hundred and seventy-eight, entitled "An act to add an additional article to the Code of Public Local Laws, to be entitled 'Garrett county,' sub-titles 'Jurors' and 'Witnesses,'" respectively, and to re-enact the same with amendments.

Repealed and  
re-enacted.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That sections forty-three and one hundred and eight of the acts of assembly passed at January session, eighteen hundred and seventy, entitled "An act to add an additional article to the Code of Public Local Laws, to be entitled 'Garrett county,' sub-titles 'Jurors' and 'Witnesses,'" be and