

hundred and seventy-six, chapter two hundred and eighty-five, entitled "An act to add new sections to article ten of the Code of Public General Laws entitled 'Attachments' and to be sub-titled 'Claimants of Property,'" be and the same are hereby repealed and re-enacted with amendments so as to read respectively as follows :

(45.) Whenever an attachment shall be levied upon any personal property, goods or chattels which may be claimed by a person or corporation other than the defendant in such attachment, such person or corporation may file a petition, under oath, with the court before whom such attachment is returnable, setting forth clearly the origin and character of his or its claim to the property so levied upon ; and thereupon it shall be the duty of the clerk to docket a suit against both the plaintiff and defendant in such attachment, and issue a summons directed to said plaintiff and defendant, giving notice of such claim, and returnable to the next succeeding rule day or term. If such claimant shall establish the validity of his claim to said property he shall be awarded his costs, and shall also be entitled to recover damages in such suit for the wrong and injury done him by reason of such seizure and detention of his property.

(46.) Upon the filing of a bond by or on behalf of such claimant in a penalty equal to double the value of the property as ascertained by an appraisalment thereof, to be made by the sheriff at the time of the levy, to be approved of by the clerk and conditioned for satisfying all costs and such damages not exceeding the real value of the property attached, as the plaintiff shall recover in case said claimant shall fail to establish his claim, the said property shall be discharged from the levy and surrendered to the party in possession thereof when attached.

(47.) In case the plaintiff in such attachment is not satisfied with the sufficiency of the surety or sureties in the bond taken under the preceding section, he may at any time before judgment apply to the judge of the court in which the said bond is filed for an order requiring the petitioner to give additional security, notice of which application shall be given to the peti-