

CHAP. 305. ject to the like provisions with cases of appeals to the county courts of this State, from judgments of justices of the peace.

But costs first to be paid SEC. 4. *And be it enacted,* That whenever an appeal shall be demanded from the judgment of the district court, the appeal may be refused if the party demanding the appeal does not first tender the costs to the court, which have accrued on the judgment from which an appeal is demanded.

Compensation of Associate Justice when presiding SEC. 5. *And be it enacted,* That whenever from any cause any one of the associate justices shall preside at the holding of any district court, he shall be entitled to the per diem now allowed by law to the presiding justice of said court.

Relative to appearances SEC. 6. *And be it enacted,* That in all cases pending before the said district courts, the parties may appear either in proper person, by attorney, or by agent, and the name of any person entered upon the docket of the presiding justice, at the request of either party, or who shall be named by either party in open court, or who shall exhibit a request in writing from either party for that purpose, shall entitle such person to appear to defend or prosecute any action pending in said courts in the name of the party for whom he may so appear.

Case of sale of real estate—process of SEC. 7. *And be it enacted,* That it shall be the duty of the chief justices of the several district courts of this State, in all and every case in which real estate may have heretofore been sold, or may hereafter be sold by virtue of any process issued by the said courts, to place in the hands of the clerks of the respective counties in which said real estate may be, the judgment, execution, and all the papers and proceedings in the case or cases in which said sale may be, or may have been made, within six months after the return of the officer making said sale, and it shall be the duty of the clerks of the several courts, to record said judgment, execution, and all the papers and proceedings, and the same when recorded, to be evidence in all courts of justice in this State.

Return of judgment—and papers
Record directed, &c.
Case of two Justices being interested SEC. 8. *And be it enacted,* That from and after the passage of this supplement, where any two of the justices of any of said district courts, shall be interested in any matter of which the said court would have jurisdiction if said two justices did not form a part of said