

said right to plead said former jeopardy and in the event of such appeal being so prayed the said Justice shall forthwith endorse on the warrant or commitment the fact of an appeal being prayed together with list of the names and residences of the witnesses for the State and forthwith transmit the papers, in the case to the Clerk of said Court, and the said person shall be tried de novo in the Circuit Court, in the same manner as if the said case had been originally brought before the Circuit Court without the necessity of presentment or indictment by the Grand Jury; and the said Circuit Court, upon said trial de novo, may impose any sentence authorized by law, to be imposed as punishment for the offense charged irrespective of the sentence imposed by the Police Justice below, provided, however, that the trial in the Circuit Court aforesaid shall be by jury, if demanded by the party charged; provided further, that upon the trial in said Circuit Court of such appeal under this section the same fees and costs shall be taxed in said cases as would obtain in like cases where trial is had upon presentment and indictment by the Grand Jury; provided, further, that no appeal shall be prosecuted under this section after payment of the fine or after the expiration of the sentence imposed by said Police Justice. And, in case of appeal prosecuted under this section the convicted party shall be entitled to be admitted to bail for his appearance in said Circuit Court, pending the hearing of such appeal, upon furnishing surety to be fixed by the said Police Justice for his appearance in said Circuit Court, or upon furnishing such surety for his said appearance as said Circuit Court may require.

SEC. 5. *Be it enacted*, That the several Justice of the Peace of said Montgomery County shall have all that civil and criminal jurisdiction had and possessed by them on the first day of January, 1910, and all laws in force at that time relating to the powers, duties, authority and jurisdiction of the said Justices of the Peace, of the said Montgomery County, are hereby declared to be of full force and effect, and this Act shall in no wise be construed to take away any of that civil or criminal jurisdiction had by the said Justices of the Peace of the said Montgomery County on the day and year last mentioned aforesaid, provided, however, that in all cases over which the said Justices of the Peace have jurisdiction the said Police Justice shall likewise have concurrent jurisdiction.