

CHAP. 161.

until six months after the rendition of such judgment, unless the goods and chattels shall be perishable, in which case execution may issue by special order of the court after inquiry into the circumstances.

Confession of judgment, &c

Sec. 11. *And be it enacted*, That if any defendant or defendants, against whom any judgment shall hereafter be rendered in the said court, shall, within sixty days after the rendition of such judgment, appear before the clerk of the said court, in his office, and together with two other persons such as the said clerk shall approve of, confess judgment to the same plaintiff or plaintiffs, or the survivor or survivors of two or more plaintiffs, if one or more shall have died after the rendition of such judgment, for the same amount of debt, damages and costs, or damages and costs, on the same conditions of release, as the case may be, to be paid in two equal payments; that is to say, one moiety of the whole original debt, with interest thereon, in six months, and the other moiety of such debt, with interest, and all costs, in twelve months after the date of such confessed judgment, it shall be the duty of the said clerk to enter of record, on a separate docket to be kept for that purpose, and indexed in the name of each of the parties, such confession of judgment, and to examine, if he shall deem it necessary, on oath, or affirmation, which he is hereby empowered to administer, as to the sufficiency of the sureties, and he shall be entitled to receive, at the time of taking and entering such confessed judgment, the same fees as are allowed by law for similar services; and such confessed judgment shall be as effectual as any judgment entered or rendered in open court, and shall operate as a supersedeas and stay of execution on the original judgment, and the several portions of it, agreeably to the terms and conditions mentioned in such confessed judgment, and execution may issue thereon for each respective portion or moiety thereof, if not paid when the same shall become due; *Provided*, that if any execution, issued on the original judgment, shall be actually served before the entry of the judgment so operating as a supersedeas, the sheriff, or other officer, serving the same, shall be entitled to receive his legal fees and commission for such service from the defendant or defendants, and the said court may regulate the form in which every confession of judgment as aforesaid shall be entered or recorded, and the form of certificate to be given by the clerk of such entry.

Proviso

Allowance to witnesses, &c

Sec. 12. *And be it enacted*, That if any person residing within the limits of the city of Baltimore, shall hereafter be summoned as a witness in any cause pending in Baltimore county court, and shall attend said court, such person shall be entitled to receive, from the party summoning him or her, the sum of fifty cents for each and every day's at-