

Passed March 5, 1860. AN ACT to amend the eighteenth article of the Code of Public General Laws, by adding thereto a section giving to the clerks of Circuit courts and the Superior court of Baltimore city and Court of Common Pleas, the power to take supersedeas of judgments and decrees rendered in said courts.

Authorised to take supersedeas.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That the clerks of the Circuit courts in the several counties, of the Superior court of Baltimore city and the court of Common Pleas, shall have the power and jurisdiction to take supersedeas of judgments and decrees in their respective courts, as a justice of the peace has by law, and the supersedeas so taken shall have the same effect as if taken by a justice of the peace, and every security in a supersedeas of a judgment rendered in the respective courts, and superseded before the clerks of said courts, shall sign the same, or if they cannot write, make their marks, to be attested by the clerk, and the several clerks shall be entitled a fee of twenty-five cents for each supersedeas.

Property qualification of supersedeas.

SEC. 2. *And be it enacted,* That it shall be the duty of the clerks of the respective courts, and of the justices of the peace in taking the supersedeas of any judgment, to accept no party as a superseder unless satisfied that said party is worth, in real or personal estate, over and above his actual debts, the full amount of the judgment proposed to be superseded.

Unlawful for justices of the peace of Balt. city to take certain supersedeas.

SEC. 3. *And be it enacted,* That it shall not be lawful for the justices of the peace of the city of Baltimore to take supersedeas of any judgment recovered after the date of the passage of this act, in the Court of Common Pleas, or the Superior Court of Baltimore city, but such supersedeas shall be taken by the clerks of said courts, respectively, subject to the provisions of the second section of this act.