

CHAP. 76.

Claim to be filed in six months

Claim to state owners name etc.

Lien to be renewed every six months

Form of sciere facias, to recover the amount of the lien

Sciere facias —how served

SEC. 4. *And be it enacted*, That every person entitled to such lien, shall file his claim or statement with the clerk aforesaid within six months from the time of performing the work or furnishing the materials for such building.

SEC. 5. *And be it enacted*, That every claim as aforesaid must set forth, first, the name of the party claimant and of the owner or reputed owner of the building, and also of the contractor, architect or builder, when the contract of the claimant was made with such contractor, architect or builder; secondly, the amount or sum claimed to be due, and the nature or kind of work done, or the kind or amount of the materials furnished, and the time when the materials were furnished, or the work was done as the case may be; thirdly, the locality of the building and the size and number of the stories of the same or such other matters or description as shall be sufficient to identify the same.

SEC. 6. *And be it enacted*, That every such debt shall be a lien as aforesaid, until the expiration of six months after the work shall have been finished, or materials furnished, although no claim shall have been filed therefor, but such lien shall not continue longer than the said period of six months, unless a claim be filed as aforesaid, at or before the expiration of the same period.

SEC. 7. *And be it enacted*, That the proceedings to recover the amount of any claim as aforesaid, shall be by scieri facias, in the following form, viz: Allegany county, ss. the State of Maryland, to the Sheriff of said county, Greeting: Whereas _____ hath filed a claim in the court for the county of Allegany, against _____ for the sum of _____ for (work done or materials furnished as the case may be) to or for a certain building to wit: (describing it as in the claim) and whereas it is alledged that the said sum still remains due and unpaid to the said _____ and to all such persons as may hold or occupy the said building, that they be and appear before the judges of our said court, at a court to be held at the town of Cumberland, on the _____ Monday of _____ next, to shew if any thing they know or have to say, why the said sum of _____ should not be levied on the said building for the use of the said _____ according to the form and effect of the act of assembly in such case made and provided, if to them it shall seem expedient, and have you then and there this writ. Witness, and so forth.

SEC. 8. *And be it enacted*, That the writ of scieri facias aforesaid shall be served in the same manner as a summons, upon the defendant therein named, if he can be found within the county aforesaid, and if he cannot be so found, then it

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