

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

SEC. 5. *And be it enacted*, That the proceedings to recover the amount of any claim as aforesaid, shall be by writ of *scire facias* in the following form viz:

Proceedings to recover to be by *scire facias*.

County, State of Maryland,
To the Sheriff of said county, Greeting: Whereas, hath filed a claim in our Court against for the sum of

for work done or materials furnished as the case may be, to and for a certain building to wit (describing it as in the claim) and whereas it is alleged that the said sum still remains due and unpaid to the said

now we command you that you make known 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

on the day of next to show if any thing they know or have to say, why the said sum of

should not be levied of the said building to the use of 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 their this writ. Witness.

SEC. 6. *And be it enacted*, That the writ of *scire facias* aforesaid shall be served in the manner as a summons upon the defendant therein named, if he can be found in the county, and a copy thereof shall also be left with some person residing in the building, if occupied as a place of residence, but if not so occupied, it shall be the duty of the Sheriff to affix a copy of such writ upon the door or other front part if such building; *provided*, that personal service or the defendant shall not be required, if he cannot be found in the county.

Scire facias to be served in the manner of a summons

Provido.

SEC. 7. *And be it enacted*, That it shall also be the duty of the sheriff to whom any such writ of *scire facias*, may be directed, to give notice thereof to all other claimants, and persons interested by advertisement in some newspaper

Sheriff to give notice to all claimants.