

in said suit or action up to the time of such plea or trial, and upon such finding by the jurors, or ascertainment by the chancellor, or judge or judges, it shall appear that the sum actually due upon such bond, bill obligatory, bill of exchange, promissory note or other evidence of debt, contract or assurance, did not exceed in principal, interest and costs, at the time of such plea or trial, the sum tendered as aforesaid, then and in every such case, the plaintiff or plaintiffs shall be adjudged to pay the costs accruing after such tender. CHAP. 354.

SEC. 5. *And be it enacted*, That the third section of the act of assembly of September session, one thousand seven hundred and four, chapter sixty-nine, be and the same is hereby repealed; *provided however*, that such repeal shall not be held to affect any legal proceedings already instituted under the provision of the said section, but that the same may be prosecuted to final judgment in the same manner as if the said section had not been repealed. Repealed. Proviso

SEC. 6. *And be it enacted*, That all acts and parts of acts of assembly which may be inconsistent with the provisions of this act, be and the same are hereby repealed. Repealed.

CHAPTER 353.

An act to divorce Townley Chase Lockerman, from his wife Juliana P. Lockerman. Passed Mar. 10, 1846.

Be it enacted by the General Assembly of Maryland, That Townley Chase Lockerman be, and he is hereby divorced from his wife Juliana P. Lockerman, a vinculo matrimonii. Divorced.

CHAPTER 354.

An act to facilitate the collection of Taxes in the City of Baltimore from Banks and other incorporated Institutions, and for other purposes. Passed Mar. 10, 1846.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That it shall be the duty of the president or