

## CHAP. 517.

## CHAPTER 517.

Passed Mar. 7, 1850. *An additional supplement to the act entitled, an act for the speedy recovery of small debts out of Court, and to repeal the acts of Assembly therein mentioned.*

County courts to try on application, etc.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That from and after the passage of this act, the several county courts of this State, be and they are hereby authorised and required to hear, try and determine all such appeals from the judgments of justices of the peace, as now remain undetermined in, or which may hereafter be taken to the said courts respectively, when the appellant may have died or shall hereafter die, after the appeal has been, or shall hereafter be taken, and before the trial thereof, on the petition of the executor or executors, administrator or administrators of such deceased party, to be filed by the second term after the death of such appellant, to be admitted to prosecute the appeal in the place of such deceased party, in as full and ample manner as the said courts are now authorised to hear and determine appeals from judgments of justices of the peace, in other cases.

Non Resident plaintiff, etc

SEC. 2. *And be it enacted,* That from and after the passage of this act, every person being a non resident of this State at the time any appeal from a judgment of a justice of the peace, may or shall come up for trial in in any of the county courts of this State, and who now is or who may hereafter become a party to any such appeal now remaining undetermined in any of said courts, or which may hereafter be taken to said courts, or any of them, where such non residents has been, is now or shall hereafter be the plaintiff in the suit or action before the justice of the peace, in which such appeal has been or may hereafter be taken, shall be required by the said courts respectively, on the application of the opposite party, at any time before trial of any such appeal, to give security for all costs and charges that such opposite party may be put to, or which such opposite party has incurred or may hereafter incur, either in the proceedings before the justice of the peace, or in any of said courts respectively, in prosecuting or defending such appeal, as the case may be, in the event of such plaintiff, being defeated in the appeal, or of judgment being given against him otherwise, in the same manner and according to the same rules, in by which non resident plaintiffs are now required to give security for costs in suits originally instituted in said courts and should such non resident fail to give such security by the