

C H A P. LVI. governor, chief-magistrate or notary-public, of such state, that the said judge hath authority to administer such oath or affirmation.

Provision in cases of attachments, &c.

III. AND BE IT ENACTED, That upon the issuing of every attachment as aforesaid, there shall be therewith issued a writ of *capias ad respondendum* against the defendant, and a declaration or short note, expressing the plaintiff's cause of action, shall moreover be filed, and a copy thereof shall be sent with the writ, to be set up at the court-house door by the sheriff.

Garnishee may plead, &c.

IV. AND BE IT ENACTED, That to every attachment issued in pursuance of this act, the garnishee may plead in behalf of the defendant such plea or pleas as the said defendant might or could do if he had been taken by the sheriff under the writ of *capias ad respondendum*, issued as aforesaid, and had accordingly appeared to the same.

Plaintiff may exhibit interrogatories, &c.

V. AND BE IT ENACTED, That in all cases of attachments, it shall and may be lawful for the plaintiff to exhibit interrogatories, in writing, to the garnishee aforesaid, who shall, by rule of court, answer each and every of the interrogatories aforesaid, touching or concerning the property of the defendant in his possession or charge, or by him due or owing, at the time of serving of such writ of attachment, or at any other time, and if such garnishee shall neglect or refuse so to do, the court are hereby directed to adjudge that such garnishee hath in his possession property of the defendant, or is indebted to such defendant, to an amount and value sufficient to pay the debt, damages and interest, of said plaintiff, and costs, and execution shall issue as in other cases of condemnation in the hands of garnishees.

On oath of plaintiff, a clause to be inserted, &c.

VI. AND BE IT ENACTED, That if any plaintiff, in any writ of attachment, or any person for him, shall make oath or affirmation, that he verily believes that the person against whom such writ of attachment shall be directed to be served as garnishee hath property belonging to the defendant in his hands and possession, or under his care, or is indebted to the defendant in any sum of money, although the same shall not then be due, and that he verily believes that he has just cause to fear that such person is about to depart and remove from the county where he resides, it shall be lawful for the clerk of the court where such writ of attachment issues, on the affidavit being filed, to cause to be inserted in the body of such attachment a clause of *capias ad respondendum* against such person as garnishee, pursuant to the nature of the plaintiff's claim, and he shall be held to sufficient bail to appear at court, and to make answers as by this act is directed, and further to render his body to prison, or pay the condemnation money, if judgment shall pass against him.

C H A P. LVII.

Passed 24th of Dec. 1795.
* 1791, ch. 7c.

A Supplement to the act, * entitled, An act to freighten and amend the public roads in Harford county, and for other purposes. Lib.

JG. No. 2. fol. 344.

Road to be laid out, &c.

BE IT ENACTED, by the General Assembly of Maryland, That the road from the Little Falls of Gunpowder to Baltimore-town, in continuation of the road from Belle-Air, in Harford county, to the said falls, directed to be laid out, cleared and opened, by the act to which this is a supplement, shall be laid out, opened and completed, and the expence thereof defrayed, by Baltimore county; and the justices of the levy court of the said county shall annually apportion so much of the funds provided by law for repairing the public roads in Baltimore county to the said road, as from a consideration of its utility and importance they shall judge meet; provided nevertheless, that no part of the funds for the opening or completing the turnpike roads in the said county shall be applied to the road in this act mentioned.

C H A P. LVIII.

An ACT to extend Pratt-street, in Baltimore-town, westernly, until it intersects the turnpike road leading from said town to Fredericktown. Lib. JG. No. 2. fol. 344.

Preamble.

WHEREAS it is represented to this general assembly, by the petition of sundry inhabitants of Baltimore-town, that they labour under many inconveniencies and disadvantages for want of a direct road from the west and south-west parts of Baltimore county to the Hanover market-house, wharfs and warchouses, in the south part of said town, and pray that a road from the west end of Pratt-street