

this present year, shall be construed, adjudged and taken to be in the same state and condition, at the next court to be held for the said county of Talbot, to all intents and purposes, as if the justices of the said court had met and held the said court as by law required, and that the justices of Talbot county court aforesaid may then proceed to the hearing and determining, or further continuing and thereafter hearing and determining, the said actions, pleas, process and proceedings respectively, as the case may require, as fully and effectually as the same might or lawfully could have been done in the aforesaid month of August, the said discontinuance of any other matter or thing to the contrary notwithstanding.

C H A P.
XII.

III. **Provided nevertheless,** That in case any plaintiff or plaintiffs in any suit or suits so discontinued, hath or have brought his, her or their action or actions anew, and hath or have caused or procured the defendant or defendants therein to be arrested, or where either the plaintiff or defendant in any of the said actions hath died since such discontinuance, by reason whereof such suit or suits would have been discontinued if the same had been depending at the time of such death, such action shall not be taken or deemed within, but shall be excepted out of the provisions of this act.

Proviso.

IV. **Provided also,** That nothing in this act shall extend, or be construed to extend, to charge or make liable the bail given to the sheriff for the appearance of any person or persons on any suit or process returnable at the said August court, or the bail or sureties bound by recognizance for the appearance of any person or persons criminally prosecuted at the said August court, and on which recognizance no default was then entered, but such bail or sureties shall be in the same state and condition as if this act had never been made.

Proviso.

V. **And be it enacted,** That the next county court to be held for Talbot county aforesaid, in virtue of this act, shall be held on the Monday before the third Tuesday in December next in this present year, and that all causes, pleas, process, and proceedings, either criminal or civil, that were depending in the said county court of Talbot (except as before excepted) and which were undetermined on the said Monday before the first Tuesday in August in this present year, shall be in the same state and condition on the aforesaid Monday before the third Tuesday in December next, as they would have been had not the said causes, pleas, process, and proceedings, been discontinued, and as they would be on the day appointed by law for holding the said court, any law, usage, or custom, to the contrary notwithstanding.

When next court is to be held, &c.

VI. **Provided nevertheless,** If it should so happen, that the said court should not be held on the aforesaid Monday before the third Tuesday in December next, then the justices of said county may hold the court on the last Monday in February next, and have as full powers to transact the business thereof, as if the court had been held on the Monday before the third Tuesday in December aforesaid, any thing in this act to the contrary notwithstanding.

Proviso.