

1874, ch. 262.

28. In all personal actions commenced before such division and now pending in the circuit court for Allegany county, either *ex contractu* or *ex delicto*, whether original therein or whether upon appeal from justices of the peace, and wherein the defendants, or a majority of them, or in case of appeal the defendant or defendants below is or are resident of that portion of Allegany county which is now Garrett county, the circuit court for Allegany county shall, upon application of said defendants or any one of them, cause the record of proceedings in said cases to be transmitted to the circuit court for Garrett county, which shall have full power and jurisdiction to hear and determine said cases in the same, and in as full and ample a manner as if they had originated therein, or in appeal cases, as if such appeal had been taken direct to said circuit court for Garrett county; if no such application for removal be made by the defendant, the circuit court for Allegany county shall have jurisdiction to proceed to judgment and execution thereon according to law.

Ibid.

29. All proceedings which have heretofore been had and done in and by the circuit court for Allegany county, in every case mentioned in the three preceding sections, since the formation of Garrett county, are hereby made and declared as valid as if no division of Allegany county had taken place; and in all such cases still pending, and which shall not be removed as herein provided, and in which warrants of resurvey have been issued to the sheriff and surveyor of Allegany county, or in which any other process has been issued to them or either of them, it shall be their duty to execute such warrant of resurvey, or other process, as if the same were to be executed in Allegany county; and in all such cases where a warrant of resurvey or other process shall be issued by the circuit court for Allegany county to the sheriff and surveyor of Garrett county, or either of them, the circuit court for Allegany county shall have the same power over the sheriff and surveyor of Garrett county to compel execution of such warrant of resurvey or other process, and to compel obedience to any such summons or other process, whether *mesne* or final, that it now has over its own like officers; and in