

so as to free his property from said lien claim, and in such case, unless said Mayor and City Council shall issue a scire facias thereon against said party within sixty days after the receipt of such notice, said lien shall be waived and avoided as against his property, and in all cases of writs of scire facias issued under this section, the same shall stand for trial at the first term of court after the issuing thereof; provided, the same shall have been served on the defendants and a return of such service made by the sheriff at least ten days before the commencement of said term, and upon all judgments rendered in such cases there shall be a stay of thirty days and no longer; provided, that either party may appeal to the Court of Appeals of Maryland from any ruling or decision of any question of law decided by the Circuit Court in such trial. And in case the defendant shall appeal and file a proper appeal bond then said stay of thirty days shall be counted from the affirmance of such judgment, if the same shall be affirmed, and not from the date of the judgment below.

70b. *And be it further enacted*, That all rights, title and interests heretofore acquired by the Mayor and City Council of Cumberland, or any other persons or corporations, in and about all liens for paving, grading, curbing or re-paving, re-grading, re-curbing or otherwise improving the said streets, lanes or alleys of said city, under said chapter 62 of the Acts of the General Assembly of Maryland passed at its January session in the year 1904, and all remedies provided therein in relation to the same are hereby saved and preserved; to be availed of by the said Mayor and City Council or any other persons or corporations as fully and to the same extent as though this Act had not been passed, and nothing in this Act shall be construed as in any manner impairing the validity of any such liens which have already accrued under said Act, nor as depriving said Mayor and City Council, or other persons or corporations, of any of their rights or remedies thereunder in relation to the same. But all the rights and remedies shall remain and be enforceable under said Act the same as though this Act had not been passed.

SEC. 2. *And be it enacted*, That this Act shall take effect from the date of its passage.

Approved April 8, 1908.

#### CHAPTER 318.

AN ACT to authorize the Mayor and City Council of Cumberland to issue bonds to the amount of one hundred thousand