

a part upon the refusal of the other heirs, sold and conveyed under the order of such court by executors or administrators, shall be considered and taken to be valid and effectual, any law to the contrary notwithstanding.

SECTION 3. That hereafter the courts in the seventeenth judicial district shall be held as follows: Commencing in Beaver county on the first Mondays of June, the first Mondays of September, the third Mondays of November, and the second Mondays of March; in Butler county, on the second Mondays of June, the second Mondays of September, the second Mondays of December, and the fourth Mondays of March; in Mercer county, the fourth Mondays of June, the third Mondays of September, the third Mondays of December, and the first Mondays of April in each year; and each of said terms shall continue one week, if necessary, except the November term in Beaver county, which shall continue two weeks if necessary; and the judges of said district shall hold adjourned courts as often as the business of said district may require.

SECTION 4. That the removal of the county seat in Fayette county from its present location, shall not take place under the provisions of the act, entitled "An Act to authorize the erection of public buildings in Fayette county, and for other purposes," unless the commissioners named in said act shall unanimously decide that such removal is necessary to the interest and convenience of the people of said county.

FINDLEY PATTERSON,
Speaker of the House of Representatives.

WILLIAM P. WILCOX,
Speaker of the Senate.

APPROVED—The fifteenth day of April, one thousand eight hundred and forty-five.

FRS. R. SHUNK.

No. 303.

A SUPPLEMENT

To an act, entitled "An Act relating to executions," passed the sixteenth day of June, A. D., one thousand eight hundred and thirty-six.

SECTION 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, and it is hereby enacted by the authority of the same,* That the jurisdiction of the jurisdiction of aldermen and justices of the peace is hereby extended to the issuing service, trial, judgment and execution of all process required by the thirty-second, thirty-third, thirty-fourth, thirty-fifth, thirty-sixth, thirty-seventh and thirty-eighth sections of the act relating to executions, passed the sixteenth day of June, one thousand eight hundred and thirty-six.

SECTION 2. That any alderman or justice of the peace, before whom any judgment remains unsatisfied, and an execution has returned no bona.

- goods, may, on the application of the plaintiff, and his compliance with the requisitions of the act to which this is a supplement, issue an attachment in the nature of an execution, as therein provided, to levy upon stock, debts and deposits of money belonging, or due to the defendant, in satisfaction of said judgment.
- Attachment.**
- Return of writ.** **Service.** **SECTION 3.** That the said writ of attachment may be issued, returnable not less than four nor more than eight days, and shall be served in the manner pointed out for the service of a summons upon the debtor, depository, bailee, pawnee, or other person having property of the defendant in his hands, made liable to attachment by the act to which this is a supplement; and on or before the return day of said writ, the plaintiff may file with the magistrate interrogatories in writing, addressed to the person summoned as garnishee, in regard to the property and effects of the defendant alleged to be in his hands at the time of the service of said writ; a copy of the same, with a rule to answer, shall be served upon said garnishee personally, to answer under oath or affirmation all such interrogatories as the magistrate shall deem proper and pertinent, within eight days after the same shall be served.
- Interrogatories to garnishee.**
- On refusal to answer.** **SECTION 4.** If said garnishee shall neglect or refuse to answer said interrogatories within eight days, (unless, for cause shown, the time has been extended,) he shall be adjudged to have in his possession property of the defendant equal in value to the demand of said plaintiff; and judgment may be rendered by default against said garnishee for the amount of the same, with costs.
- Judgment by default.**
- Special judgment** **SECTION 5.** That if the garnishee in his answers, admit that there is in his possession or control property of the defendant liable under said act to attachment, then said magistrate may enter judgment specially, to be levied out of the effects in the hands of the garnishee, or so much of the same as may be necessary to pay the debt and costs: *Provided however,* That the wages of any laborers, or the salary of any person in public or private employment, shall not be liable to attachment in the hands of the employer.
- Exemptions.**
- Appeals.** **SECTION 6.** The plaintiff, the defendant, or the garnishee in the attachment, may appeal from the judgment of the alderman or justice of the peace to the next term of the court of common pleas, on complying with the provisions of the laws regulating appeals in other cases: *Provided,* That the fees allowed justices, and alderman, and constables, under this act, shall be the same as allowed by the general fee bill for similar services in other cases.
- Fees.**

FINDLEY PATTERSON,
Speaker of the House of Representatives.

JNO. B. STERIGERE,
Speaker of the Senate.

APPROVED—The fifteenth day of April, one thousand eight hundred and forty-five.

FRS. R. SHUNK.