

dismissed, the costs incurred on the original contest and on the appeal, and the sum or thing touching which the appeal is brought, shall be paid, delivered or reimbursed.

Notice to be given:

Mode of bringing such appeal.

V. And be it enacted, That the appellant shall give notice in writing to the Justices of the Peace of his intention to appeal, within six days after the rendering of the judgment; and such 5 appeal shall be begun by a summary petition to, and prosecuted before such Circuit Court at its then first sitting, provided there shall intervene at least fifteen days before the said sitting, and if less than fifteen days, then at the next sitting thereof; and the judgment of the said Court of appeal shall carry costs or not at 10 the discretion of the said Court, and as to justice may appertain.