

minister all oaths required by law in such cases from the persons so becoming sureties, and to put to them all necessary inquiries and questions.

LXII. Provided always, that if the party appealing shall, Proviso, if appellant agrees to allow the judgment to be executed.
 5 within the same delay of fifteen days after the rendering of the judgment, agree and declare in writing at the office of the Clerk of Appeals, or at the office of the Clerk of the Circuit Court at the place where the judgment appealed from was rendered, that he does not object to the judgment being carried into effect
 10 according to law,—or shall pay into the hands either of the said Clerk of Appeals or of the Clerk of the Circuit Court, the amount in principal, interest and costs, of the said judgment (which amount, when so paid, the Respondent shall be entitled to have from such Clerk), and shall at the same time declare in writing
 15 his intention to appeal, then and in that case the party so appealing, in lieu of the security above required, shall give security only for such costs and damages as shall be awarded by the Court of Queen's Bench in case the Appeal be dismissed.

LXIII. Provided also, that when only such security as last Further proviso, limiting the liability of the Respondent in the case last mentioned, if the judgment be reversed.
 20 mentioned for costs and damages shall have been given, the Respondent shall not, if the judgment appealed from be reversed, be bound to return to the Appellant more than the amount of money so paid into the hands of the Clerk of Appeals or of the Circuit Court, with legal interest thereon from the day of the
 25 payment of the same to such Clerk,—or more than the sum levied under the execution sued out upon such judgment,—or more than the restitution of the real property whereof the Respondent shall have been put into possession by virtue of such judgment, and the net value of the revenues and produce
 30 thereof, to be computed from the day when he shall have been so put in possession thereof until perfect restitution is made,—with the costs of such Appellant as well in the Court of Queen's Bench as in the Circuit Court, but without damages against the Respondent in any of the said cases, by reason of the judgment
 35 appealed from or of the execution thereof; any law, usage or custom to the contrary notwithstanding.

LXIV. And, in order to avoid delay and expense in the prosecution of Appeals from judgments rendered by the Circuit Court, such Appeals shall be prosecuted and proceedings thereon Appeals to be prosecuted in a summary way, by petition and Notice.
 40 had, in a summary manner, by Petition of the Appellant to the Court of Queen's Bench, setting forth succinctly the grounds of Appeal, and that the security required by law has been duly given, and praying for the reversal of the judgment appealed from, and the rendering of such judgment as the Court below
 45 ought to have rendered; a copy of which Petition, with Notice of the time or day on or after which it may be proceeded upon by the Court of Queen's Bench, and a copy of the Appeal Bond certified by the Clerk in whose office it is filed, shall be served on the adverse party personally or at domicile, or on his