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in open Court, or upon order of this Court for two succeeding Terms, shall be deemed and taken to be deserted by the plaintiff, or party prosecuting the same, or interested therein, and thereupon be dismissed with costs, upon the last day of the second Term, in which no proceedings shall be so had, or any subsequent day in Term thereafter, upon motion for that purpose of any of the parties concerned. And on default of such motion the Court will *ex officio* on the same day, or at any subsequent day, dismiss such suit, opposition, intervention, or other claim, but without costs to either party.

2. And inasmuch as every plaintiff, or demandant, should be bound to prosecute his claim within a reasonable time to a final conclusion :

It is ordered, that no cause shall remain on the records of this Court, for the purpose of any further proceedings therein being had after twelve Terms from the institution of such action, or demand (of which the Term, in which the same was instituted shall be accounted one) unless sufficient cause be shewn to the contrary. And that either party interested in the cause may, on the first day of the thirteenth Term, or at any other subsequent period, move for a judgment, declaring an absolute peremption in the said cause, and dismissing the same as aforesaid, or this Court *ex officio*, upon the certificate of the Prothonotary that the said cause has been entered in this Court during twelve Terms, as aforesaid, will dismiss such cause, and adjudge an absolute peremption of the same, with costs.