

found by the grand jury, or before any justice of the peace of said county upon an ordinary information, on oath, by any credible witness. When a case is to be tried before a justice, he shall docket the same in the name of the State against the party or parties charged, and if the offence has not been sufficiently set forth in the docket entries or in the writ, such defect may be corrected, at any time before the trial begins, by a statement endorsed on or appended to the writ. The State's Attorney may attend all such trials, and an appeal to the Circuit Court from the decision of the justice may be taken by either party, the State's Attorney to pray the appeal on behalf of the State; and upon appeal every such case shall be tried *de novo*. In all such cases the justice may require and take a bond to the State, conditioned for the appearance of the defendant before him at the times and places appointed for the trial, and until discharged in due course of law; and upon appeal he may require and take a bond from the defendant, and an approved surety or sureties, conditioned for personal appearance of the defendant in the Circuit Court, from time to time, until the appeal is decided and he is discharged in due course of law; and if he fails to attend before the justice, the latter may forfeit the bond and immediately enter a judgment for the penalty thereof; and if he fails to appear in the Circuit Court, said court may forfeit the appeal bond, and at once enter judgment for its penalty. If the justice issuing the writ shall die, resign or otherwise be unable to try any such cause pending before him, the papers shall be taken to another justice to be designated by the State's Attorney, and he shall hear and determine the same, and the order of the State's Attorney made in writing for the removal of the papers shall suffice to give the new justice jurisdiction to try the cause, and shall not be open to question; the State's Attorney shall be entitled to an appearance fee of five dollars for every case, when he appears before a justice under this act, and, on conviction of the defendant, such fee shall be taxed by the justice as a part of the costs adjudged to be paid by him under an appeal, the defendant shall be entitled to a trial by jury.

Offences—
how tried.

Docket case.

Bond for ap-
pearance.

Forfeit bond.

How taxed.