

Clerk of the County Court of the County in the Inferior Court of which such judgment was obtained, it shall be lawful for the plaintiff or his attorney to issue an execution out of such County Court for the amount so settled and fixed by the said Judge, which execution shall recite the fact that the party issuing the same had obtained a judgment in the Inferior Court of Common Pleas of the County where such judgment was obtained, and that the same being in the whole or in part unsatisfied, the Judge of the County Court out of which such execution shall be issued, did order the amount for which such execution should issue, and state the amount so ordered, and such execution shall be tested and made returnable like as any execution issued upon any judgment obtained in such County Court, and may be directed to the Sheriff of any County, and may be against the property or body of the party against whom the same may be issued; and if such execution be a *fiery facias*, it shall have all the force, power and effect as to both real and personal property, provided for a *fiery facias* execution by the twenty eighth or any other Section of the said recited Act or any other Act in amendment thereof; and the Sheriff to whom the same is directed shall proceed thereupon in the same manner as upon execution issued upon judgment actually obtained in such County Court.

3. That in addition to the sum so ordered by such Judge, the party issuing such execution may indorse on any execution the legal charge for such execution or executions issued out of the County Court, which shall be levied by the Sheriff, together with his fees; and concurrent executions may issue into such Counties as the party issuing the same may think proper, and when returned unsatisfied for the whole or in part, another execution may issue for what remains due thereon, and so *toties quoties* according to the practice of such Court, until the same is satisfied.

4. That no proceeding under this Act shall affect the bail in any suit, and the Sheriff who shall receive any such execution, shall be liable for all neglect, misfeasance or malfeasance on his part respecting the same, and shall be subject to all the orders, rules and directions of the Court out of which such execution shall issue, and liable for any breach of the same in the same manner as if such execution had been issued upon a judgment actually obtained in such Court, and such execution shall be of the same power and effect, as well where or upon what to be executed, and in all other respects, as if issued upon a judgment obtained in the Court out of which it issues.

CAP. IV.

An Act to enlarge the time within which an Execution may be issued on any final Judgment obtained in any Court of Record in this Province.

Passed 11th April, 1872.

WHEREAS it is expedient to enlarge the time within which an Execution may be issued on any final judgment obtained in any Court of Record in this Province;—

Be it therefore enacted by the Lieutenant Governor, Legislative Council, and Assembly,—

That execution upon any judgment, whether signed previous or subsequent to the passing of this Act, may be issued at any time within the period of fifteen years from the time of signing such judgment; and for the purpose of preventing the necessity of any *scire facias* to revive such judgment, the issue of such execution within such period shall be

deemed as regular and effectual as if the same had been issued within a year from the time of signing such judgment.

CAP. V.

An Act in amendment of Chapter 96, Title xvii, of the Revised Statutes, 'Of the Survey and Exportation of Lumber.'

Sec.

1 Assistant to be sworn to the faithful performance of his duty.

Sec.

2 Prosecutions, when commenced; Penalties, how applied.

Passed 11th April, 1872.

WHEREAS it is desirable that Surveyors of Lumber should have power to swear their Assistants to the faithful discharge of their respective duties;—

Be it therefore enacted by the Lieutenant Governor, Legislative Council, and Assembly, as follows:—

1. From and after the passing of this Act, every Surveyor of Lumber appointed under the second Section of Chapter 96, Title xvii, of the Revised Statutes, 'Of the Survey and Exportation of Lumber,' shall, before he allows any Assistant employed by him to enter upon the performance of his duties, administer to such Assistant the following oath, which oath such Surveyor is hereby authorized to administer:—

"I [*name of Assistant*] do swear that I will faithfully, honestly, and truly, to the best of my ability, assist [*name of Surveyor who employs Assistant*] in the performance and discharge of his duties as a Surveyor of Lumber, that I am of the full age of fourteen years, and that I will not directly or indirectly do any wilful act, whereby such Surveyor shall or may be caused to make an untrue or incorrect measurement of the number or dimensions of any Lumber submitted to his inspection."

And no Surveyor of Lumber shall employ or allow any Assistant to enter upon the performance of his duties unless he shall have first taken such oath, under a penalty of one hundred dollars for each and every offence.

2. All prosecutions for penalties hereunder shall be commenced within the time, and all penalties hereunder shall, when recovered, be applied in the manner referred to by the thirteenth Section of the said Chapter of the Revised Statutes, in the case of prosecutions and penalties thereunder.

CAP. VI.

An Act relating to Returns of Summary Convictions to be made by Justices of the Peace.

Sec.

1 Justice to make annual return to Sessions or Municipal Council.

2 Return to be filed with Clerk of the Peace or Secretary Treasurer.

3 Clerk of the Peace or Secretary Treasurer to supply Justices with blank forms.

4 Penalty for neglect or refusal to make Returns.

Sec.

5 County Treasurers to be furnished with lists of Justices neglecting to make Returns, such list to be *prima facie* evidence.

6 When County or Secretary Treasurer may stop proceedings.

7 Penalties recovered, to credit of what Fund placed.

8 Exemptions.

9 What Returns required by this Act.

Passed 11th April, 1872.

BE it enacted by the Lieutenant Governor, Legislative Council, and Assembly, as follows:—

1. Every Justice of the Peace shall make to the Court of General Sessions of the Peace for the County of which he is a Justice, or in incorporated Counties, to the Municipal Council, an annual return in writing, under his hand and solemn declaration, stating whether or not any convictions have been made by or before him during the twelve months previous, and if any, the name or names of the prosecutor or prosecutors, and the name or names of the defendant or defendants, the nature of the charge, date of conviction,