

4. For the recovery of personal property, distrained for any cause.

The same.
Power to
change place
of trial.

XIX. Actions for the following causes must be tried in the County where the cause or some part thereof arose, subject to the power of the Court to change the place of trial where any special causes shall exist for so doing. 5

Penalties.

1. For the recovery of a penalty or forfeiture imposed by statute; except, that when it is imposed for an offence committed on a lake or river, situated in or opposite to two or more Counties, the action may be brought in any 10 County bordering on such lake, river or stream, and opposite to the place where the offence was committed.

Public
officers.

2. Against a public officer or person specially appointed to execute his duties, for an act done by him in virtue of his office, or against a person who, by his command or in his aid, shall do anything touching the duties of such officer.

General rule
in other cases.

Exception.

XX. In all other cases the action shall be tried in the County in which the parties or any of them shall reside at the commencement of the action; subject, however, 15 to the power of the Court to change the place of trial, according to the justice of the case.

If a wrong
County be
named in
the complaint.

XXI. If the County designated for that purpose in the complaint be not the proper County, the action may, notwithstanding, be tried in the county named, unless the 20 defendant shall, before the time for answering expire, demand in writing that the trial be had in the proper County.

OF THE MANNER OF COMMENCING CIVIL ACTIONS.

Actions, how commenced.

Summons, requisites of.

Notice to be inserted in certain actions.

Complaint need not be served with summons.

In such case what to be stated in summons, and proceedings thereon.

Defendant unreasonably defending, when to pay costs.

Notice of pendency of action affecting title to real property.

Summons, by whom served.

Summons, how served and returned.

Publication when defendant cannot be found.

Proceedings when there are several defendants, and part only served.

When service deemed made in case of publication.

Service of summons, how proved.

When jurisdiction of action acquired.

Civil actions
how
commenced.

XXII. Civil actions in the courts of record of this Province shall be commenced by the service of a summons. 25