

perty liable to seizure under execution for debt in any county in Upper Canada, (2) attempts to remove such personal property either out of Upper Canada or from one county to another therein, or (3) keeps concealed in any county of Upper Canada to avoid service of process, and in case any creditor of such person, his servant or agent, makes and produces an affidavit or affirmation to the purport of the form prescribed by any rule respecting the practice and proceedings of the division courts, (and the clerks of any division court of the county wherein the debtor was last domiciled, or where the debt was contracted, may administer such affidavit,) and in case the said affidavit or affirmation be filed with such clerk, then such clerk, upon the application of such creditor, his servant or agent, shall issue a warrant under the hand and seal of such clerk in the form C. directed to the bailiff of the division court within whose division the same is issued, or to any constable of the county, commanding such bailiff or constable to attach seize, take and safely keep all the personal estate and effects of the absconding, removing, or concealed person, within such county, liable to seizure under execution for debt, within such county, or a sufficient portion thereof to secure the sum mentioned in the warrant, with the costs of the action, and to return the warrant forthwith to the court out of which the same issued.

§ 200. The judge or a justice of the peace for the county may take the affidavit in the last preceding section mentioned, and upon the same being filed with such judge or justice, the judge or justice may issue a warrant under his hand and seal in the form C., and such judge shall forthwith transmit the affidavit to the clerk of the division court within whose division the same was made or taken, to be by him filed or kept among the papers in the cause.

§ 201. Upon the receipt of such warrant by the bailiff or constable, and upon his being paid his lawful fees, including the fees of appraisement, such bailiff or constable shall forthwith execute the same, and make a true inventory of all the estate and effects which he seizes and takes by virtue thereof, and shall within twenty-four hours after seizure call to his aid two freeholders, who being first sworn by him to appraise the personal estate and effects so seized, shall then appraise the same and forthwith return the inventory attached to such appraisement to the clerk of the court of the division in which the warrant is returnable.

§ 202. In any case commenced by attachment in a division