

Where a Solicitor sends a Writ of Summons to an agent for service I would allow letter enclosing.

An order of reference made at Nisi Prius should bear a 1/ stamp.

If a Solicitor draws a minute of judgment under directions of the Registrar or Judgment Clerk, see item 133, he is entitled to /20 a folio for it, but it must be such a matter as the officer would direct to be done; drawing an order, dismissing a motion or such like, could not come under this head.

Where an affidavit is filed on a motion a copy of it may be allowed in the brief.

Instructions should not be allowed for an ordinary affidavit of Costs. disbursements, but may be allowed for a special one—such as one accounting for not calling witnesses, etc.

Under item 96 both parties are entitled to an attendance of one dollar.

I would allow now attending to enter judgment.

Clerk of Assize is not entitled to any personal fee on an order of reference. Fee on Reference.

At Common Law the allowance per hour to a Special Examiner is 2/, which covers oaths and marking Exhibits. Fees on Examinations.

A Deputy Clerk of the Crown or Local Registrar can only charge 1/ per hour; this does not include oaths or filings.

A Solicitor can only be allowed 1/ per hour on attending on an examination, but this can be increased at Toronto.

A Local Master in Chancery can charge 1/50 per hour, /20 for oath and /20 for Exhibits.

Above charges apply to actions in all the divisions.

If a Judge makes an order for the production of any document in your office, of course obey it, leaving the responsibility on the Judge for the consequence of carrying out his order, doing all that can be done to prevent any evil consequences ensuing. Production by officer of documents.

In case a judgment or transcript chattel mortgage, etc., was ordered to be produced on the trial, I would not send them as Exhibits to the Record for a motion in Toronto unless expressly ordered to do so. Sending to Toronto.

Where it becomes necessary to decide as to sufficiency of a Surety on the property he shows himself to own—it is not necessary that the estate should be unincumbered—but I would require to be satisfied that, if sold, it would realize at Sheriff's sale the amount of the incumbrance and the amount for which he was surety over and above expenses. Surety sufficiency.

Where a case has been tried and the Judge takes Record and papers to Toronto, writes out a judgment and indorses a finding on the Record, and all the papers are sent back to the Clerk, he should forthwith enter the indorsement on the back of the Record of the Judge's finding in his Assize book and notify the parties concerned. All parties should be allowed to read the details of the judgment as written and then it should be forwarded to the Reporter of the Division the suit is in. The parties should be allowed to make such notes of the judgment as they might be presumed to make during the time of its being read to them, but not to copy it or to make copious extracts therefrom. If a dispute should arise as to what extracts should Case tried, reserved, judgment given, notifying parties where judgment to be sent.