

(Q 1)—See s. 64.

WARRANT OF DISTRESS FOR COSTS UPON AN ORDER FOR DISMISSAL OF AN INFORMATION OR COMPLAINT.

Canada, }
Province of , }
District (or County, }
United Counties, or }
as the case may be) }
of

To all or any of the Constables or other Peace Officers, in the said District (or County, United County, or as the case may be,) of

Whereas on last past, information was laid (or complaint was made) before (one of Her Majesty's Justices of the Peace in and for the said District (or County, United Counties, or as the case may be) of for that (i.e., as in the order of dismissal,) and afterwards, to wit, on at , both parties

appearing before in order that (I) should hear and determine the same, and the several proofs adduced to (me) in that behalf being by (me) duly heard and considered, and it manifestly appearing to (me) that the said information (or complaint) was not proved, (I) therefore dismissed the same and adjudged that the said C. D. should pay to the said A. B. the sum of for his costs incurred by him in his defence in that behalf; and (I) ordered that if the said sum for costs should not be paid (forthwith) the same should be levied on the goods and chattels of the said C. D., and (I) adjudged that in default of sufficient distress in that behalf the said C. D. should be imprisoned in the Common Gaol of the said District (or County, United Counties, or as the case may be) of at in the said District or County of (and there kept at hard labour) for the space of , unless the said sum for costs, and all costs and charges of the said distress, and of the commitment and conveying of the said A. B. to the said Common Gaol should be sooner paid; *

And whereas the said C. D. being now required to pay to the said A. B. the said sum for costs, hath not paid the same, or any part thereof, but therein hath made default: These are therefore to command you, in Her Majesty's name, forthwith to make distress of the goods and chattels of the said C. D., and if within the space of days next after the making of such distress, the said last mentioned sum, together with the reasonable charges of taking and keeping the said distress, shall not be paid, then that you do sell the said goods and chattels so by you distrained, and do pay the money arising from such sale to me (the Justice who made such order or dismissal as the case may be) that (I) may pay and apply the same as by law directed, and may render the overplus (if any) on demand to the said C. D., and if no such distress can be found, then that you certify the same unto me, (or to any other Justice of the Peace for the same District (or County, United Counties, or as the case may be) to the end that such proceedings may be had therein as to law doth appertain.

Given under (my) hand and seal, this day of , in the year of our Lord , at in the District (or County, or as the case may be) aforesaid.

J. S. [L. S.]

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