

849

4. The written admission of the defendant :

5. In case of actual service, the certificate or affidavit shall state the time and place of the service.

XXXIV. From the time of the service of the summons in a civil action, or the allowance of a provisional remedy, the Court shall be deemed to have acquired jurisdiction, and to have control of all the subsequent proceedings. When the Court shall be held to acquire jurisdiction.

OF THE PLEADINGS IN CIVIL ACTIONS.

- The complaint.
- The demurrer.
- The answer.
- The reply.
- General rules of pleading.
- Mistakes in pleadings and amendments.

THE COMPLAINT.

- Forms of pleadings inconsistent with this Act abolished.
- First pleading to be complaint.
- Complaint, what to contain.

XXXV. All the forms of pleading heretofore existing, inconsistent with the provisions of this Act, are abolished; and hereafter, the forms of pleading in civil actions, in courts of record, and the rules by which the sufficiency of the pleadings is to be determined, are modified as prescribed by this Act. Forms inconsistent to this Act abolished.

XXXVI. The first pleading on the part of the plaintiff is the complaint. Complaint.

1. The complaint shall contain :

What it shall contain.

2. The title of the cause, specifying the name of the court in which the action is brought, the name of the county in which the plaintiff desires the trial to be had, and the names of the parties to the action, plaintiff and defendant :

3. A statement of the facts constituting the cause of action, in ordinary and concise language, without repetition.