

How levied & applied.

rency, being thereof convicted before any two Justices of the Peace, to be levied by distress and sale of the offender's goods, one half of which penalty shall be paid to the informer or informers, and the other half to His Majesty, his Heirs and Successors, for the public use of the said Province, and towards the support of the Government thereof.

Persons appointed to mark measures.

II. *And be it further enacted by the authority aforesaid,* That from and after the day above-mentioned, there shall be appointed certain judicious persons in every District throughout this Province, by the Magistrates in Quarter Sessions assembled, in and for such District, to ascertain the bushel, half bushel, or other measure by which Grain or other dry articles shall be bought or sold, and who shall mark and seal such bushel, half bushel, or other measure, with the letters and figures G. III. R. and receive for the same the sum of four pence Quebec Currency, without which letters and figures, no measure for Grain or other dry articles shall be used for the purposes aforesaid, under the penalty above-mentioned.

How marked.

Penalty, if not marked.

When this Act commences in the Western District.

III. *Provided always,* That this Act, and the provisions and penalties therein contained, shall not extend, or be construed to extend to the Western District, in this Province; until the twenty-fifth day of October, which will be in the year of our Lord one thousand seven hundred and ninety-three.

C H A P. IV.

AN ACT to Abolish the Summary Proceedings of the Courts of Common Pleas in Actions under TEN POUNDS Sterling.

Preamble.

WHEREAS, the introduction of the Trial by Jury hath materially altered the Constitution of the Courts of Common Pleas, held for the Trial of causes under the value of Ten Pounds Sterling, so that their times of sitting and forms of process must become manifestly inconvenient; Be it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of Upper-Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of Great-Britain, intituled "An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's Reign, intituled, 'An Act for making more effectual provision for the Government of the Province of Quebec, in North America, and to make further provision for the Government of the said Province,'" and by the authority of the same, That from and after the passing of this Act, all causes of action that exceed in value the sum of Forty Shillings, Quebec Currency, shall be commenced and proceeded in, at the same times, and in the same manner, as is directed for the Trial of causes above Ten Pounds Sterling.

How to proceed in actions above 40s