

Issues of law
to be argued
with the me-
rits.

LVII. In such appealable cases, any issue of law raised upon the pleadings, shall be reserved and argued at the final hearing on the merits, after the evidence in the case has been taken, and shall then be decided.

Certain sec-
tions of 12 V.
c. 38, as to
Appeals, re-
pealed.

LVIII. The fifty-third, fifty-fourth, fifty-fifth and fifty-sixth sections of the said Act of 1849, chapter thirty-eight, are hereby repealed, except as to appealable cases in the Circuit Court in which judgment shall have been rendered before this section shall come into effect, to which cases the said sections shall continue to apply.

Appeal to lie
to Appeal side
of Q. B. in
certain cases.

LIX. From any judgment rendered by the Circuit Court in any suit or action in which the sum of money or value of the thing demanded shall be twenty-five pounds currency or upwards, or shall relate to any titles to lands or tenements, or to any sum of money payable to Her Majesty, fee of office, duty or rent, revenue, annual rent or such like matters and things, where the rights in future may be bound, an appeal shall lie to the Court of Queen's Bench (on its Appeal Side) sitting at the place where under this Act it is to hear and determine Appeals from the Superior Court in the District including the Circuit in which such suit or action shall have been originally instituted; and the said Court of Queen's Bench shall hear and adjudge on such Appeal as to law may appertain, subject to the provisions hereinafter made.

Security in
Appeal to be
given, and to
what amount,
&c.

LX. The party appealing from any judgment rendered as aforesaid by the Circuit Court, shall, within fifteen days after the rendering thereof, (but without being bound to give previous notice thereof to the adverse party,) give good and sufficient security by sureties who shall justify their sufficiency to the satisfaction of the person before whom it shall be given, as hereinafter provided, that he will effectually prosecute the said appeal and answer the condemnation, and also pay such costs as shall be awarded by the Court of Queen's Bench if the judgment appealed from should be affirmed.

Before whom
security may
be given, and
where.

LXI. The said security shall be given either before a Judge of the Court of Queen's Bench, at the place where the Appeal is to be heard, or before the Clerk of Appeals at such place, and the bond shall then be deposited and remain of record in the office of the latter; or it shall be given before a Judge of the Superior Court when at the place where the judgment appealed from shall have been rendered, or before the Clerk of the Circuit Court at such place, and the bond shall then be deposited and remain of record in the office of the latter; and any one surety, being a proprietor of real property of the value of fifty pounds currency over and above all incumbrances payable out of or affecting the same, shall suffice to render such security valid; and the said Judges, Clerk of Appeals, or Clerk of the Circuit Court, are hereby respectively authorized to ad-