

nizance of questions of property in personal chattels, & award in matters of trespass to the amount 15l except &c.

The jurisdiction on not to extend to certain actions, nor to effect the jurisdiction of K.B.

zance of all questions of property in personal chattels, where the value of the thing claimed does not exceed the sum of fifteen pounds; and shall also award damages to the like amount; in all matters of trespass; where the title to land does not come in question, and where future rights will not be bound by the decision of the said court.

III. *Provided nevertheless*, That nothing herein contained shall be taken, or construed to extend the jurisdiction of the said court to actions in the nature of actions of assault and battery, or false imprisonment, or in any wise to affect the jurisdiction of the court of king's bench.

Fees.

IV. *And be it further enacted by the authority aforesaid*, That no person whatsoever shall claim, or be entitled to any other or greater fee for any business done by him in the said court either as attorney, sheriff, clerk, crier, or judge, than is set down for him in the said act; or any fee for any other business done by him in the said court, other than the business which is prescribed and directed by the said act, nor shall any such fee be allowed in any bill of costs.

No writ of enquiry to issue on judgment by default: amount how to be ascertained

V. *And be it further enacted by the authority aforesaid*, That where judgment shall be by default no writ of enquiry shall issue to the sheriff; but the amount of the debt shall be ascertained at the same time, and in the same manner as the same would or might have been ascertained in case the defendant had appeared to the declaration, or summons, which are hereby declared to be one and the same, and not several or distinct proceedings in the said court.

Fees for service.

VI. *And be it further enacted by the authority aforesaid*, That the sum of two shillings and six pence shall be allowed for the service of the said declaration, or summons; but that no mileage whatever be allowed for the same, either in the said district court, or in the court of requests; and that an affidavit of the service of such process may be made before any of his majesty's justices of the peace other than the plaintiff himself, in case he shall be one of such justices.

Affidavit of service before whom to be made.

Justices of assize and nisi prius in their circuit may act as visitors.

VII. *And be it further enacted by the authority aforesaid*, That the justices of assize and nisi prius, in their circuits in each and every district of this province, shall be, and they are hereby authorized and empowered to act as visitors of the said district courts, and also of the several courts of request within the said districts, in like manner as is now done by his majesty's court of king's bench.