

all the Defendants, and shall not contain the name or names of any Defendant or Defendants in more actions than one. Defendants.

XIX. Every Writ of Summons or Capias issued under the authority of this Act, shall bear date on the day on which the same shall be issued, and shall be tested in the name of the Chief Justice of the Court from which the same shall issue, or in case of a vacancy of such office, then in the name of the Senior Puisne Judge of the said Court : and all such proceedings as are mentioned in any Writ, notice or warning issued under this Act, shall and may be had and taken, in default of a Defendant's appearance, or putting in special bail, as the case may be. Date of Writ.
Teste.
Proceedings in case of non-appearance of Defendant to be as notified in or on the writ.

XX. The Clerk or Deputy Clerk of the Crown and Pleas who shall issue any Writ, shall mark in the margin a memorandum stating from what office and in what County such Writ was issued, and shall subscribe his name to such memorandum. Office whence issued to be marked on writ.

XXI. Every Writ of Summons or of Capias shall be indorsed with the name and place of abode of the Attorney actually suing out the same, and when the Attorney actually suing any Writ, shall sue out the same as agent for any other Attorney, the name and place of abode of such other Attorney shall also be indorsed upon the said Writ ; and in case no Attorney shall be employed to issue the Writ, then it shall be indorsed with a memorandum expressing that the same has been sued out by the Plaintiff in person, mentioning the City, Town, incorporated or other Village or Township within which such Plaintiff resides. Name of Attorney or person suing out writ to appear on it.
Further particulars if Plaintiff sue in person.

XXII. In all such actions wherein it shall be intended to arrest and hold any person to special bail, the process shall be by a Writ of Capias according to the form contained in schedule A to this Act annexed, and marked No. 2, and may be directed to the Sheriff of any County or Union of Counties in Upper Canada ; and so many copies of such process, together with every memorandum or notice subscribed thereto and all indorsements thereon, as there may be persons intended to be arrested thereon or served therewith, shall be delivered with the original Writ, to the Sheriff or other officer who may have the execution or return thereof, and who shall upon or immediately after the execution of such process, cause one such copy to be delivered to every person upon whom such process shall be executed by him, whether by service or arrest, and shall indorse on such Writ the true day of the execution thereof, whether by service or arrest, within three days at furthest after such service or arrest ; and if any Defendant be taken or charged in custody upon any such process, and imprisoned for want of sureties for his appearance thereto, the Plaintiff in such process may, before the end of the next term Commencement of actions where it is intended to hold Defendant to special bail.
Execution of process.
Indorsement thereof on writ.
Declaration when to be