

Writ of appeal to be endorsed by clerk of the court appealed from.

XV. That the writ of appeal from either of the said common law courts, upon being presented to the chief clerk of the court appealed from, shall, by endorsement thereon, be allowed by him if the appellant has given the requisite security, such allowance to be as follows :

Allowed the — day of —, 185

(Signature of the Clerk.)

And that when allowed, the said clerk, on payment of legal fees, shall proceed to comply with the order of the writ, and the chief justice or some other judge of the court appealed from, shall endorse a return thereon as follows :

By virtue of the within writ, the record and proceedings therein mentioned, are sent under the seal of the Court of —, as within it is commanded ; such record and proceedings being contained in the transcript thereof hereunto annexed and signed by (officer's name), clerk of the said court.

(Signed)

Chief Justice, (or Judge.)

Transcript of judgment appealed from to be made.

XVI. That the clerk of the court shall, in order to such return, cause a fair and full transcript of the judgment appealed from, certified under the seal of the court and signed by him, to be affixed to the writ of appeal ; which transcript, so certified and transmitted, with such further certificate as may be required in cases under the fourteenth rule, shall be deemed a sufficient compliance with the writ.

Rule to return writ of appeal.

XVII. That if any writ of appeal be not duly returned, a rule to return the same may be obtained at any time as of course, on filing a motion paper therefor, with an affidavit of the allowance of the writ and the delivery thereof to the chief clerk of the court appealed from, at least fourteen days previous to such application and of its non-return.

If not returned within four days, special application to be made.

XVIII. That if not returned within four days after service of such rule on the Chief Justice or some other judge, and on the chief clerk of the court appealed