

cess supplied by him, to the Clerks and Deputy Clerks as afore-
said, and such Clerks and Deputy Clerks shall account for, and
pay over, all fees due and receivable by them, on such writs and pro-
cess as they now are by law bound to do for all other fees received by
them, and the Clerk of the Process shall, in like manner, account for
and pay over all fees received by him as Clerk of the Judges in Cham-
bers and Clerk of the Practice Court, to form part of the Consolidated
Revenue Fund of this Province. 5

Office for
taking out
writs in trans-
itory actions. VI. In cases in which the cause of action shall be transitory, the
Plaintiff may sue out the writ for the commencement of the action from
the office of the Clerk of the Crown and Pleas of either of the said Courts,
or from the office of any of the Deputy Clerks of the Crown and Pleas. 10

When the
venue is local. VII. When the venue is local the writ for the commencement of the
action must be sued out from the office within the proper County. 15

If the venue
be changed. VIII. The venue in any action may be changed according to the
practice now in force, but notwithstanding a change of the venue, the
proceedings shall continue to be carried on in the office from which the
first process in the action was sued out. 15

Proceedings
to be carried
on in office
whence writ
issues, &c.,
service of
papers &c. IX. All proceedings to final judgment shall be carried on in
the office from which the first process in the action was sued
out, and the service of all papers and proceedings subsequent to the
writ, shall be made upon the Defendant or his Attorney, according to the
practice now in force, unless special provision is otherwise made in
this Act, and if the attorney of either party do not reside or have not a
duly authorized agent residing in the County wherein such action was
commenced, then service may be made upon the Attorney wherever he
resides, or upon his duly authorized agent in Toronto, or if such Attorney
have no duly authorized agent there, then service may be made by
leaving a copy of the papers for him in the office where the action was
commenced, marked on the outside as copies left for such Attorney. 20
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As to Judg-
ments on
cognovits. X. Final judgment may be entered upon a *cognovit actionem* or War-
rant of Attorney to confess judgment, which shall have been given or ex-
ecuted in the first instance and before the suing out of any process in
any of the said offices, at the option of the Plaintiff, unless some particular
office in which the judgment is to be entered be expressly stated in such
cognovit or warrant. 35

Writs of
execution. XI. All Writs of Execution may issue from the office wherein the
judgment is entered, or after the transmission of the roll to the principal
office, such writs may at the option of the party entitled thereto be
issued out of such principal office. 40

Revision of
taxation of
costs. XII. Either party may as of right, upon giving two days notice to
the opposite party, have the taxation of costs made by any Deputy Clerk
of the Crown and Pleas, revised by the principal Clerk of the Court
wherein the proceedings were had; and it shall be lawful for such
Court or a Judge, by rule or summons, to call upon the Deputy Clerk
who taxed any Bill, to shew cause why he should not pay the costs of
revising his taxation, and of the application, if in the opinion of the Court
or Judge, on the affidavits and hearing the parties, such Deputy
Clerk has been guilty of gross negligence, or of wilfully taxing fees or
charges for services or disbursements larger or other than those sanc-
tioned by the Rules and Practice of the Court. 45
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