

the same valued by two freeholders, and at the request of the plaintiff suing out the warrant, to expose and sell the same at public Auction to the highest bidder, giving at least

5 days notice of the time and place of such sale, if the articles seized will admit, otherwise to sell the same at his discretion : Provided always, that it shall not be compulsory upon the Bailiff or Constable to seize,

10 or upon the Clerk to sell such perishable articles, until the party suing out the warrant shall have given a bond to the defendant or defendants therein, with good and sufficient sureties in double the amount of the appraised value thereof (to be ascertained as afore-

15 said) conditioned that the party directing such seizure and sale will repay the value thereof, together with all costs and damages that may be incurred in consequence of such

20 seizure and sale, in case judgment be not obtained for such party suing out such attachment, which bond shall also be fyled with the papers in the cause.

Proviso : seizure not to be made until the plaintiff gives security.

VII. And be it enacted, That any residue

25 which may remain after satisfying such judgment, with the costs thereupon, shall be delivered to the defendant, or to the agent of the defendant, or to the person or persons in whose custody the same were found,

30 whereupon the responsibility of the Clerk as respects such property shall cease.

Residue to be paid to defendant.

VIII. And be it enacted, That in addition to the usual costs allowed on proceedings in the Division Courts, the following charges

35 shall be taxed and allowed against the defendant for the several proceedings under this Act, viz :

Costs on proceedings under this Act.

- Every oath or affirmation including the drawing thereof,..... 1s. 6d.
- 40 Every warrant,..... 1s. 3d.
- Every mile necessarily travelled in going to seize,..... 4d.