

that a copy of such covenant, certified by the Clerk of the Peace, shall be received in all Courts as sufficient evidence of the due execution and of the contents thereof without any proof whatever.]

5 **XXIII.** And be it enacted, That the Judge of every such Division Court shall have power, jurisdiction and authority to hold plea of all [claims and demands whatsoever for or against any person or persons, bodies corporate or otherwise, of debt, account or money demand,  
10 whether payable in money or otherwise, to and including the sum of twenty-five pounds, and in all torts to personal chattels, to and including the amount of ten pounds, and in all torts to real property where the title does not come in question to and including the amount of ten pounds, and the  
15 Judge of the said Court shall hear and] determine the same in a summary way; and every such Judge shall have power to make such orders, judgments and decrees thereupon as shall appear to him to be just and agreeable to equity and good conscience; and that upon any contract for the  
20 payment of a sum certain in labour or in any kind of goods or commodities, or in any manner otherwise than in money, it shall be lawful for the Judge, after the day has passed on which the goods or commodities shall have been delivered or the labour or other things performed,  
25 to give judgment for the amount in money as if the contract had been so originally expressed: *Provided always,* that no action shall be brought or tried in any such Division Court for any gambling debt, nor for any spirituous or malt liquors drunk in a tavern or ale-house, nor for  
30 any cause involving the right or title to real estate or involving any right to any custom or toll: *Provided also,* that nothing contained in this Act shall be construed to constitute and create the said Division Courts, Courts of Record.

35 **XXIV.** And be it enacted, That the plaintiff in any suit brought in any Division Court, shall enter a copy of his account or demand in writing, which shall be numbered according to the order in which it shall be entered, and thereupon a summons bearing the number of the ac-  
40 count or demand on the margin thereof, shall be issued, which shall be in substance in the form of the Schedule to this Act annexed, marked B, according to the nature of the demand or claim for tort or trespass; and a copy of such summons, to which shall be attached a copy and  
45 the notices in the said Schedule of such demand or account or claim for each tort or trespass, shall be served on the Defendant ten days at least before the day on which the Division Court shall be holden at which the cause shall be tried; and delivery of such copies of summons  
50 and account or demand to the Defendant, or delivery thereof to his wife or servant or any grown person being an inmate of his dwelling-house or usual place of abode,