

“tained of the debt or any part thereof, whilst such execution remains  
 “in the hands of the Sheriff to be executed, the Sheriff shall be entitled  
 “to poundage as aforesaid. 2 Geo. 4, c. 1, sect. 19. 9 Vic., chap. 56  
 “sec. 3. See 19 Vic., c. 90, sec. 24, and tariff of fees 18th July, 1857.

Cases in  
 which pro-  
 perty has  
 been seized  
 but not sold.

“271. In cases of writs of execution upon the same judgment to 5  
 “several counties wherein the real or personal estate of the judgment  
 “debtor, has been seized or advertised but not sold, by reason of satis-  
 “faction having been obtained under or by virtue of a writ in some  
 “other County, and no money has been actually levied on such execution,  
 “the Sheriff shall not be entitled to poundage, but fees only for the 10  
 “services actually rendered and performed by him, and the Court out  
 “of which the writ issued, or any Judge thereof, may allow him a  
 “reasonable charge for such services, in case no special fee therefore  
 “be assigned on any table of costs, 9 Vic., c. 56, sec. 2.

Section 252  
 repealed, but  
 existing pro-  
 ceedings exist.

4. Section number two hundred and fifty-two of the said “Common 15  
 Law Procedure Act” is hereby repealed, provided always, that such re-  
 peal shall not in any manner affect or prejudice any existing writ, judg-  
 ment or Proceedings of any of the Courts mentioned in the said Act.

Real and per-  
 sonal pro-  
 perty may be  
 included in  
 the same writ,

5. Goods and chattels and lands and tenements, may be included in  
 same writ of execution; provided always, that the sheriff shall not 20  
 expose any lands or tenements for sale, within less than twelve months  
 from the day on which the writ is delivered to him, nor until the goods  
 and chattels of the execution debtor shall have been first disposed of  
 and exhausted.