

is a sad commentary on Reformers, who say they do unto others as they would wish to be done by. An examination of the facts I have laid before the public prove the hollowness of such declarations. Whatever Sir John Macdonald did, he never legislated away the fees or emoluments of officials appointed by himself. Can that be truthfully said of Mr. Mowat and some of his colleagues? I now submit my proposed Act to regulate the serving of Writs.

An Act to regulate the serving of Writs of Summons, Subpœnas and all other papers or proceedings issued out of the High Court of Justice or County Court, requiring a personal or substitutional service.

Her Majesty, by and with the advice and consent of the Legislative Assembly of Ontario, enacts as follows :

1st. In all cases (in which the Sheriff is not a party) the Sheriff of each County shall be the only recognized officer for the service of all Writs of Summons, Subpœnas and all other papers or proceedings issued out of the Superior and County Courts, requiring a personal or substitutional service within the County of such Sheriff.

2nd. All Writs of Summons and Subpœnas or other Process issued out of the said Courts, requiring a Defendant to appear in Court, and also requiring a personal or substitutional service upon such defendant, shall be directed to the Sheriff of the County in which the Writ of Summons, Subpœna or other Process is to be served.

3rd. It shall be the duty of every Sheriff to appoint a Bailiff in every town or village in his County, distant 15 miles or more from the county-town, and in which are two or more Attorneys practicing, whose duty it shall be to receive and serve (at all points nearer to such town or village than to the county-town) all Writs of Summons, Subpœnas or other papers or proceedings issued out of the Superior or County Courts, and delivered to him by the Attorney practicing in such town or village for service.

4th. The Bailiff in such town or village who has served the Process under the provisions of Sec. 3, shall forthwith transmit the Original Process with Affidavit of Service and mileage to the Sheriff of the County, and the Sheriff shall make the necessary endorsement thereon, and stamp it with his seal of office, and shall be entitled to charge his usual and legal fees, including Affidavit and Mileage as shown by the Affidavit returned with the Original Process.

5th. In case the Writ or Subpœna is not fully and completely served within ten days after its receipt at the Sheriff's office, the plaintiff, his attorney or agent, shall be entitled to receive back the same ; and the Sheriff, Deputy-sheriff or Clerk, shall endorse thereon the time of the delivery ; and the costs of the mileage and service of the Writ or Subpœna, by any literate person afterwards, shall, in case the person to be served was at any time during such ten days within the County, be allowed in the taxation of costs, as if the service had been by the Sheriff or his officer.

6th. No service shall be valid, no appearance or answer can be enforced and no payment or proceeding taken upon any Writ of Summons issued out of the Superior or County Courts, requiring a personal or substitutional service, unless and until the original proceeding has the Sheriff's return thereon, nor unless the same has been stamped with the Sheriff's official seal and recorded in the Process Book of the Sheriff of the County in which the service should be effected.