

|                                                                                                                                     | <i>Sections.</i> |
|-------------------------------------------------------------------------------------------------------------------------------------|------------------|
| <b>SETT-OFF—</b>                                                                                                                    |                  |
| Provision where Defendant's demand exceeds that of Plaintiff.....                                                                   | 43               |
| Excess of set off beyond jurisdiction, may be abandoned, Plaintiff may be non-suited if Defendant's set off exceed his demand ..... | 43               |
| Judgments cross may be set off .....                                                                                                | 51               |
| <b>SHERIFF—</b> Duty of, as to arrest of persons wrongfully detaining Court books, &c.....                                          | 13               |
| <b>SPLITTING DEMANDS—</b> Not allowed.....                                                                                          | 26               |
| <b>STATUTARY DEFENCE—</b> See <i>Practice (Defence.)</i>                                                                            |                  |
| <b>SUBPŒNA—</b> May be obtained from Clerk .....                                                                                    | 48               |
| Service of .....                                                                                                                    | 48               |
| <i>Whom bound to attend—</i> Parties and all other persons.....                                                                     | 48—81            |
| Parties compellable to attend by subpœna from Superior Court at Toronto from any part of Upper Canada.....                          | 48               |
| Allowance with—consequence of disobedience of ....                                                                                  | 48               |
| <b>SUITORS' MONIES—</b> Account to be kept of.....                                                                                  | 13               |
| <b>SUMMONS—</b> See <i>Practice.</i>                                                                                                |                  |
| <b>SUPERIOR COURTS—</b> Judges of Q. B. or C. P., to confirm Rules of Practice .....                                                | 44               |
| .....to settle table of fees to witnesses,                                                                                          | 48               |
| May make order for delivering up books, &c., of Court..                                                                             | 13               |
| May make like order as to late Courts of Request. ....                                                                              | 74               |
| Actions cognizable in Division Court, effect of bringing in,                                                                        | 78               |
| Certain suits removeable to Q. B. or C. P.....                                                                                      | 85               |
| As to proceedings in Q. B. or C. P. against officers... 107—                                                                        | 108              |
| As to effect of Division Court Interpleader, on actions in.                                                                         | 102              |
| <i>Subpœnas</i> from Q. B. or C. P. may issue to compell attendance of Witnesses in Division Courts.....                            | 48               |
| <b>TREASURER OF COUNTIES—</b> To receive Court fees, &c.....                                                                        | 12               |
| To give security .....                                                                                                              | 22               |
| May require Clerks to make returns.....                                                                                             | 15               |
| To receive payment of fees quarterly .....                                                                                          | 15               |
| To receive fees, fines and penalties.....                                                                                           | 103              |
| To audit Clerk's accounts .....                                                                                                     | 13               |
| To render half yearly account to Inspector General....                                                                              | 16               |
| To pay surplus (if any) after disbursements.....                                                                                    | 16               |
| To receive warrant if any deficiency in fee fund.....                                                                               | 17               |
| To hold Court books, papers, &c., in certain cases.....                                                                             | 13               |
| Accounts of, to be deemed public accounts .....                                                                                     | 18               |
| Duty of new Treasurer coming in.....                                                                                                | 19               |
| Proceedings in case of death of.....                                                                                                | 20               |
| Actions by.....                                                                                                                     | 21               |
| <b>TRESPASS—</b> Informalities in levy not to make party guilty of. ....                                                            | 79               |
| And see <i>Jurisdiction.</i>                                                                                                        |                  |
| <b>TRIAL—</b> See <i>Practice.</i>                                                                                                  |                  |
| <b>UNSATISFIED JUDGMENT OR ORDER—</b> See <i>Judgment Summons.</i>                                                                  |                  |
| <b>VENUE—</b> To be where Defendant resides, or where liability incurred, unless otherwise ordered by judge.....                    | 25               |
| Where Clerk or Bailiff a party .....                                                                                                | 62               |