

County Courts in Upper Canada, whether in Term or vacation, may be tested and bear date on the day on which they are actually issued.

VI. And whereas it frequently happens that parties in custody, Recital.
 5 entitled to the benefits of the Gaol limits, are compelled to go to prison until a rule or order for the allowance of the recognizance of bail entered into by such parties, under and by virtue of the fifth Section of the Act passed in the Session of the Parliament of this Province, held in the tenth and eleventh years of the Reign of Her
 10 present Majesty, intituled, "*An Act to amend the Law of Imprisonment for Debt in Upper Canada,*" shall have been first made; for remedy thereof, be it enacted, That when any party entitled to the benefit of the Gaol limits, under the said Act, shall be arrested, and in custody of the Sheriff of the County or United Counties in which such arrest is made, it shall and may be lawful
 15 for such Sheriff to take from such party so arrested, a bond with two or more good and sufficient sureties, for double the amount for which such party shall have been arrested, conditioned that such party shall not depart the Gaol limits of the said County or United Counties, and shall forthwith surrender himself to the custody of
 20 such Sheriff for re-committal to close custody, upon a rule of Court or Judge's Order for that purpose being made, and shall in other respects well and truly observe and obey all rules of Court and Judge's Orders in relation to such party, and upon the receipt of such bond, such Sheriff shall forthwith allow such party the benefit
 25 of the Gaol limits in his County or United Counties.

10 and 11 V. c. 15.
 Defendant entitled to Gaol limits may give bond, upon which he shall immediately have the benefit of such limits.

VII. And be it enacted, That if any defendant, after giving such bond to any Sheriff, shall deliver to such Sheriff the certificate of the proper officer of the Court, that the recognizance of bail, and
 30 affidavit of justification mentioned in the fifth Section of the said in part recited Act, have been duly fyled in his office, such defendant as well as his sureties, shall thereupon be released and discharged from all damages on occasion of any breach of the condition of such bond, which shall be committed subsequent to the date of such certificate: Provided, that if such certificate be not produced within
 35 one month from the execution of such bond, it shall be lawful for the Sheriff to commit such defendant to close custody, there to remain as if no such bond had been given.

Defendant and his sureties, relieved on complying with the said Act.
 Proviso.

VIII. And be it enacted, That if any breach shall occur of the condition of the said bond, by departure from the limits or otherwise, it shall and may be lawful for the Sheriff by whom said party was so arrested, to sue for and recover from such party and his said sureties or either of them, upon such bond, such sum or sums of
 45 money as such party may have been so arrested for, together with

Sheriff may sue on such bond for breach thereof.