

Proviso as to
such cases.

Court which are to be taken on the same day
and at the same place, and he shall and may 2
preside at both at the same time : nor shall
his having presided at the *enquête* in any 4
case in the Circuit Court, or his having
given any decision with regard to the 6
evidence therein while so presiding, dis-
qualify him from sitting in the Superior 8
Court on any appeal brought thereto in
such case. 10

Enquêtes, &c.
may be ordered
to be taken in
any other
Circuit.

Provisions of
Sect : to
apply in such
cases.

LXII. And be it enacted, That the
Judge holding any Circuit Court, shall have 12
like power to order the *enquête* in any suit
or action to be taken, or any witness or 14
party to be examined, before a Judge of the
said Court in any other Circuit on any day 16
to be appointed by such Judge, and to or-
der the transmission of the record or of any 18
portion thereof to such other Circuit, as is
hereinbefore vested in the Superior Court, 20
and such order shall be obeyed accordingly
by the Clerk of the Court for the Circuit in 22
which such *enquête* is to be taken or such
witness or party is to be examined ; and the 24
provisions hereinbefore made in similar
cases with reference to the Superior Court, 26
by the section or by the
section of this Act, shall apply to the cases 28
mentioned in this section.

Distance from
which witnes-
ses may be
compelled to
attend.

LXIII. Provided always, and be it 30
enacted, That no person shall be bound to
attend the Circuit Court as a witness in 32
any suit or action pending therein, unless
he be resident within fifteen leagues of the 34
place at which he shall be summoned to at-
tend or within the Circuit in which such 36
place shall be.

Circuit Court
may issue cer-
tain Writs.

LXIV. And be it enacted, That the 38
Circuit Court shall have power and
authority, in causes and matters cognizable 40
therein, to issue Writs of *saisie-arrêt* before
or after judgment, *saisie-gagerie*, and *saisie* 42
revendication, to be made returnable in the
said Court, in the same and in like cases 44
and circumstances in which such Writs