

reside:—and Thirdly, if in matters of succession or descent, that is to say:—First, in Cases or *Demandes* between Co-heirs to division or *Partage*, inclusively:—Second, in cases of *Demandes* instituted by Creditors of the deceased, previous to *Partage*:—Third, in Cases or *Demandes* relative to the execution of testamentary dispositions and demands, in *délivrance de légs*, until final judgement, in the jurisdiction wherein the succession shall be opened.

Court empowered to issue Writs to the Sheriffs of the several Districts where the defendants reside, to have the same effect as if service had been served on them within the jurisdiction of the Court where the action was instituted.

II. And be it further enacted by the authority aforesaid, that in any of the aforesaid cases, the Court in which the action shall or ought to be instituted, may issue a Writ or Writs addressed to the Sheriff or Sheriffs of the several Districts in this Province, where the several Defendants may respectively reside, which Writ or Writs being first indorsed by the signature of any of His Majesty's Judges for the District where the Defendant or Defendants may reside, and a copy thereof served upon such Defendant or Defendants, shall have the same force and effect as if the service had been made upon him or them, within the jurisdiction of the Court where the action may have been instituted.

CAP. XVIII.

An Act to amend certain parts of an Act passed in the forty-first year of the Reign of his late Majesty George the Third, Chapter Seventeenth, which directs the Circuit Courts to be held in the School Houses erected under the said Act.

(9th March, 1824.)

Preamble.

WHEREAS it is expedient to amend certain parts of an Act passed in the forty-first year of the Reign of His late Majesty George the Third, intituled, "An Act for the establishment of Free Schools and the advancement of "Learning in this Province," wherein it is enacted that the School Houses erected by virtue of the said Act, shall and may be appropriated to the Sittings of the Circuit Courts or any other of His Majesty's Courts which may be held in any Parish in which such School House is erected;"—Be it therefore enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of Lower-Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of Great-Britain, intituled, "An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's Reign, intituled, "An Act for making more effectual "provision for the Government of the Province of Quebec, in North-America;" "and to make further provision for the Government of the said Province;"

And

Circuit Courts may be held in the Hall in the Presbytery, where School houses are out of repair, and where there are no Halls or apartments for that purpose, a dwelling house may be taken forth to hold any of the Courts.

And it is hereby enacted by the authority of the same, that when and so often as the Circuit Court or any other of His Majesty's Courts ordered and directed to be held in any of the School Houses erected or to be erected under and in virtue of the aforesaid Statute, passed in the forty-first year of the Reign of His late Majesty George the Third, intituled, "An Act for the establishment of Free Schools and the advancement of Learning in this Province," shall be held in any Parish in which such School House shall or may happen to be out of repair or otherwise insufficient for the convenient accommodation of such Court or Courts as aforesaid, it shall and may be lawful to hold the Sittings thereof in the Hall or Apartment of the Presbytery or Parsonage House, usually set apart and appropriated to and for the public uses of the Inhabitants of such Parish respectively, and that whenever such circuit Court or Courts aforesaid shall or may be held in any Parish wherein no such Hall or Apartment may have been set apart and appropriated as aforesaid, the said Circuit Court or any other of the Courts of His Majesty, shall and may be held in such Dwelling House or other fit place within the limits of the said Parish as the Governor, Lieutenant-Governor, or person administering the Government of the said Province for the time being, shall be able to procure, whereof notice in writing shall be given by the Prothonotary or Clerk of such Court, to be publicly affixed at the door of each of the Parish Churches within the limits of the County for which such Circuit or other Courts shall or may be held, at least ten days before the Sitting of such Court or Courts, any thing in the said Act contained, or any Law, usage or custom to the contrary notwithstanding.

CAP. XIX.

An Act to regulate the manner in which the Justices of the Peace are annually, to account for Fines and Penalties by them imposed and levied pursuant to Law, and for other purposes.

(9th March, 1824.)

WHEREAS it is expedient to regulate the manner in which the Justices of the Peace shall proceed in cases of Convictions, and shall annually account for the Fines by them imposed, levied and received, according to Law; Be it therefore enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of Lower-Canada,