

66. When a pleading can be taken two ways it shall be taken in that which is most against the party pleading it. When pleading can be taken two ways.

67. Every pleading shall be in writing, and signed either by the party or his attorney. Pleading shall be in writing.

68. Every declaration and other pleading shall be entitled of the proper court. Shall be entitled of the proper court.

69. Whenever any rule of pleading contained in this code shall specify in terms, only one or more species, as declaration, plea, or any other, yet if in its nature and scope the rule be applicable to other pleadings also, it shall be taken to apply to all to which it is applicable. Rule to apply.

ARTICLE 5TH.

OF THE DECLARATION.

70. A plaintiff shall recover only in respect of the ground of action stated in his declaration, and not in respect of another disclosed by the defendant's plea. How plaintiff shall recover.

71. Whenever a plaintiff claims a right derogatory from the general law, or when his claim is founded upon an exception of any kind, he shall set forth such claim or such exception particularly in his declaration. Shall set forth claim.

72. In all actions on bonds with conditions, the plaintiff shall in the declaration notice the conditions, and allege the breach or breaches relied on. In actions on bonds with conditions.

73. In all actions of libel and slander, the plaintiff shall be at liberty to aver that the words or matter complained of were used in a defamatory sense, specifying such defamatory sense, without any prefatory averment, to show how such words or matter were used in that sense, and such averment shall be put in issue by the denial of the alleged libel or slander; and where the words, or matter set forth, with or without the alleged meaning, show a cause of action, the declaration shall be sufficient. In actions of libel and slander.

OF COMMENCEMENTS AND CONCLUSIONS OF DECLARATIONS.

74. Every Declaration shall commence as follows, or to the like effect :

“_____ County (or city) A. B. by S. T. his Attorney (or in person, as the case may be) sues C. D. for, (here state the cause of action;)” Form.