

land Ireland or Virginia as the last port) Shall pay a custome of five in the hundred to his Lordship This act to endure till the end of the next Assembly Liber
C & W H

An Act For Judges

p. 80

The Judge in all causes shall be such person or persons as are or shall be from time to time authorized thereunto by Commission from or under the Lord Proprietarie (in his absence from or under the Leivten^t generall, Except that in causes not limited in the rule or Sentence by any certain Law of the Province Judgm^t shall be by the Leivten^t Generall & Councell of the province then present in Court or the major part of them (if it be in the Provinciaall Court) or by the Leivten^t generall of the Province or Commander or Commis^{rs} of the County then present in Court or the major part of them (if it be in the County Court) and if the votes of the said Judges be equall that Sentence shall be entred w^{ch} is given by the cheif Judge in Commiss^o. Provided that no Judge exercise any act of Judicature before he have taken an oath to administer equall justice to all persons according to the laws of the province to the best of his Skill & power and to delay nor deny to no man right or Justice And in case of absence or infirmity of the cheif Judge in Commiss^o upon any of the Court days appointed by the law & in cases wherein the said cheif Judge in Commiss^o (other then the Leivtenant Generall) is interested as a party The next in Commiss^o (being present in Court) shall supply his place during such his absence to all power and effects which the said ordinary Judge was authorized in unless some other be appointed by the Leivtenant Generall This Act to endure till the end of the next Assembly

An Act For Rule of Judicature

Right & just in all civill Causes shall be determined according to the law or most Generall usage of the province since its plantacōn or former presid^{ts} of the same or the like nature to be determined by the Judge And in defect of such Law usage or president then right & just shall be determined according to equity & good concience not neglecting (so far as the Judge or Judges shall be informed thereof & shall find no inconvenience in the applycation to this province) the rules by which right & just useth & ought to be determined in England in the same or the like cases And all crimes and offences shall be judged & determined according to the law of the Province or in defect of certain Law then they p. 81