

C H A P. I. brought for the Breach of the Condition thereof, to all Intents and Purposes, as if the original Bond were actually produced in such Case.

For the Condition of the Bond, as now required, see 1742, *ch. 10, §. 2.*

If the Provincial Court disapprove of the Sureties, new Bonds shall be given.

IV. **Provided**, That although such Officers have entered into Bonds, with Sureties as aforesaid, the entering into such Bonds shall not be deemed a Compliance with the Directions of this Act, at any Time after the Sufficiency of such Sureties shall be disapproved of by the Justices of the Provincial Court, in Court sitting; but that in case of such Disapprobation, the Officer or Officers aforesaid, shall be obliged to enter into new Bond, in Form aforesaid, with such Sureties as the said Provincial Court shall approve of.

Any Person may sue such Bonds without formal Assignment.

V. **And be it further Enacted**, *by the Authority, Advice and Consent aforesaid*, That it shall and may be lawful for any Person whatsoever, to put such Bond or Bonds in Suit, for any particular Breach thereof, to their respective Damage, without any formal Assignment of such Bond; and in case of Recovery, shall have the Damages to be assessed by a Jury awarded them, by the Court before whom such Recovery shall be had, out of the Penalty of such Bond: But in case of a Non-suit, shall satisfy the Defendant his full Cost of Suit, to be adjudged him against such Prosecutor, whose Name shall be always be endorsed on the Back of the first Process that shall be served on such Defendant, and be in such Endorsement termed the Prosecutor. And in case the Lower House of Assembly, or the Justices of the Provincial Court, shall at any Time find Cause to put in Suit the Bond or Bonds taken for Security of the Records aforesaid, the Order or Direction of the said Lower House of Assembly, or of the Justices of the Provincial Court aforesaid, shall be sufficient to oblige the Attorney-General, for the Time being, to sue such Bond, in his Lordship's Name, for the securing the Public from all Charges and Expences that shall be necessary for the putting or preserving the aforementioned Records in Repair, according to the true Intent and Meaning of this Act.

But on Non-suit shall pay Costs.

An Order of the Lower House, or Provincial Court, shall oblige the Attorney-General to sue such Bonds for the Security of the Public.

The several County Courts impowered to inspect and repair their County Records at the County Charge.

VI. **And be it further Enacted**, *by the Authority, Advice and Consent aforesaid*, That the Commissioners for the Time being, of the several County Courts within this Province, are hereby authorized and impowered to inspect their respective Record-Books, and to judge what Reparations they shall think needful; which Reparations and Amendments, if any they shall judge necessary, they shall with all convenient Speed cause to be made; and agree with such Person or Persons as they think most capable to perform the same, upon the best and easiest Terms they can (on Behalf of their respective Counties) in Tobacco; which Tobacco the Persons employed, performing and finishing the Reparations and Amendments aforesaid, shall be allowed in their several and respective County Levies. And after such Reparations made, where wanted, or after Inspection as aforesaid, where no Reparation is thought necessary, it shall not thence forward be lawful for the Clerks of the several and respective County Courts to receive or apply to their Use any of the Fees and Profits arising from their Office, until they have entered into Bond before the County Court, with Two sufficient Sureties, to be taken in his Lordship's Name, in the Sum of Two Hundred Pounds Current Money, with Condition, as above in this Law is already expressed; which Bond shall be immediately proved in such Manner as above expressed, before the said Court, or any Two Justices thereof, who shall cause the same immediately to be entered by the Clerk in the County Records for Conveyances of Land, and the original Bond shall be lodged in the Council Office as aforesaid, and that a true attested Copy of said Bond shall be good Evidence in Law, in all such Cases as in this Law is already above expressed; the same Bond to be put in Suit as aforesaid, with Damages and Costs, to be recovered on any such Breach as aforesaid, in case of Recovery; and in case of Non-suit, the Costs to be adjudged against the Prosecutor as aforesaid, and the Prosecutor's Name to be endorsed on the Back of the first Process as aforesaid.

After which no County Clerk shall receive any Fees of Office, &c. till he enter into the like Bond,

which shall be proved, recorded, &c. and an attested Copy to be good Evidence.

Such Bonds may be sued as aforesaid, &c.

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