

present upon the trial, and should declare the same *viva voce*; provided such witness or witnesses cannot be had at the trial of the cause in which such depositions shall be taken.

*Resolved*, That no civil original writ, suit, or action shall be commenced or renewed in any court of law, or any magistrate's warrant of a civil nature issued, within this province, after publication and due notice of this resolve, unless in the following cases, to wit; actions founded in wrong done to the person or property; such as ejectment, trespass, trover, replevin, detinue; also all real actions, actions for words, and for money or tobacco actually had and received by one person for the use of another; attachments under the late act of assembly, and against persons non-resident; actions or process on loan office bonds; without the license or permission of the committee of observation of the county where the debtors or defendants reside, which shall or may be granted in the instances and manner herein after mentioned, and not otherwise; that the said committees respectively do, upon application, give license for bringing or prosecuting suits in the following cases, that is to say; when debtors refuse to renew their obligations or other securities, or to give reasonable security, or to liquidate and settle their accounts and give promissory notes for the balances, or to refer their disputes, if any, to one or more indifferent persons, or are justly suspected of intention to leave the province, or to defraud their creditors; and that the said committees may in their discretion grant licenses in the following cases, to wit, for the bringing actions by and against executors and administrators, as such, and their securities, and for the bringing actions against guardians for the recovery of filial portions, or the rents and profits of orphans' estates.

*Resolved*, That no execution shall issue upon any judgment obtained in the provincial court after April term last, or in the county courts after the last March adjourned courts, without such license as aforesaid, save only in the cases above specified, or where the original actions shall be brought by license from the committee of observation.

*Resolved*, That the committees of observation now in being in each county, and the committees of Frederick county, in their respective districts, meet as soon as they conveniently can, after publication and due notice of these resolves, and that committees hereafter to be chosen, meet as soon as they conveniently can, at the court house, or some other place agreed upon by themselves, and appoint by the ballot, seven of their number to be a committee for licensing suits; which said committee shall meet on the first and