

shall be ordinary Court-daies in the County of S^t Maries. And the first day (not being Sunday or holy day) in the months of July September, November & January, and the next day (not being Sunday or holy day) after the fourteenth day of December, January, february, March & Aprill, shall be ordinary Court-daies in every other County, wherin (and in the daies following afore the Court break vp) all issues ioined or petitions entred afore any the said severall Court daies respectively (within the cognisance of the Court) shalbe heard & ordered vpon the request of either party. And no Court may be held for the determination of any cause (requiring the presence of more Judges) untill all such as have voice in the Court (and are within the County or hundred conveniently to be warned) have warning & notice thereof [some] reasonable time before. This Act to endure for three years from [this present] day.

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6 An Act providing remedy for plainti[ffs in some Cases]

The defendant returned served, and defaulting in appearance, the [Judge may admit] the plaintiff to prove his demand, & if he see cause may procee[d to Iudgment] And any writt shalbe iudged sufficiently served, if it were shewen, declared, or tendred to the party, or left at his vsuall plantation, & affidavit made by any one that the party had certaine knowledge of it.

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And in case where the defendant is not an inhabitant of the Province or is absent out of it, the Judge shall give reasonable time for his answeare according to the case. And in default of answeare may admitt the plaintiff to prove his demand, & proceed to iudgem^t if he or they see cause.

where any partie is presented or indicted by twelve ffreemen to be a ffugitive out of the Province for debt or malefice such ffugitives lands & goods may be attached or delivered in exequution to the Creditors making such prooffe as the Judge shall thinke sufficient, and the residue (if any be) shalbe delivered to the party or parties living within the Province, having next right to succeed. And the goods of such ffugitive shalbe disposed of by Administration as if the party had died intestate. This Act to endure for three yeares from this present day.

7 An Act for the fformes of Proceedings in Causes.

The cheife Judge in Commission, of every Court, shall or may have, and vse all necessary & sufficient power for the administration of iustice, and doing or causing right to be done to all persons (in all causes within cognisance of the