

and sending to every County as aforesaid shall for every such default for every Cattalogg or Docquett so omitted to be sent as aforesaid forfitt & pay the sum of five hundred pounds of Tobacco and every Witness summoned in any Criminall matter that shall not duly attend the first day of the Court unless hindred by the Extremity of Wether or sickness to be adjudged by the Court as shall neglect to attend the Attorney Generall as aforesaid shall for every such default forfitt & pay the sum of 1000^{ts} of Tobacco, the Attorney Generall & Soliciter Generall if they both neglect due attendance and giving due notice as aforesaid shall for every such default forfitt & pay the sum of 1200^{ts} of Tobacco apeice, and the said Justice so appointed to see the Docquett called over and settled as aforesaid is hereby strictly enjoyned to keep account and make true report to the next Court if any Attorney or Clerk neglect their duty in any respect by this Act enjoyned that any one Delinquent may be proceeded against all which fines and forfeitures shall and may be recovered in his Maj^{ty}s name his heires & Successors in any Court of Record within this Province by Action of Debt bill plaint or Information wherein no Essoyn protection or wager of Law shall be allowed and shall be paid to the publique Treasurers of this Province and shall be applied to the purchasing a Library of books for the Use of the Provinciall Court Justices & Practicōners as shall be advised & considered by the said Justices & Practitioners, and that the Cause shall be deemed to arrise out of the County where the Plaintiff lives. And be it Enacted by the Authority aforesaid that in all Causes hereafter to be tryed in the Provinciall Court of this Province, in case that the Jurys which are summoned by the severall & respective Sherriffs of the severall & respective Countys of this Province do not appeare upon the return of the severall Venire facias^s that then and in every such case it shall & may be Lawfull to & for the Justices of the Provincial Court to award or order two persons of the bystanders being good & Lawfull men of the County where the matter of Fact was done to be putt into the pannell to make up each Jury, Provided allways and it is the true intent & meaning of this Act that all former proceedings & Tryalls at Law heretofore had in this Province shall be deemed and taken for good in law although the Jury that tryed the same or any of them were not of the same County where the fact was alledged. This Act to endure for three years or to the end of the next Generall Assembly which shall first happen.

An Act for Appeals & Regulating Writts of Error.

Forasmuch as the Liberty of Appeals & Writts of Error from the Judgment of the Provinciall & County Courts of this Province is found to be of great use & benefitt to the good people thereof Be it therefore Enacted by the Kings most Excellent Maj^{ty} by & with the Advice & Consent of this present Generall Assembly and the Authority of the same that no Executions upon any Judgments

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