

Session
Laws Tryal, by Miscarriage of the Records, before they got into the Possession of the Clerk of Assize,

Be it Enacted, by the Right Honourable the Lord Proprietary, by and with the Advice and Consent of His Lordship's Governour, and the Upper and Lower Houses of Assembly, and the Authority of the same, That the Secretary for the Time being, shall cause every Record that shall be ordered by any Attorney of the Provincial Court, to be made out, for any Tryal of any Issues at the Assizes, to be transmitted to the Clerk of Assize of the Circuit where the Issue is to be try'd (who is by this Act obliged to receive and carry the same to the Circuit,) before the Assizes for that Shore whereon the Issue is to be tried, begins; under Penalty of paying unto the Party that suffers for want of the Record being transmitted, such Costs and Damages as shall be by the Justices of the Provincial Court, judicially sitting, ordered and adjudged; which said Justices are hereby, upon Complaint made to them, required after a summary Manner to proceed to Judgment thereon.

Provided always, That the Secretary shall not be obliged to answer any Damages or Costs to any Person, by Virtue of this Act, unless Orders in Writing for transmitting the Records, as aforesaid, be left with the Clerk of the Provincial Court, at least Thirty Days before the Beginning of the Assizes on the Shore where the Issue is to be try'd.

Provided also, That the Records being lodged with the Clerk of Assize, after the Manner aforesaid, shall not empower the Judges to compel a Tryal against the Will of the Plaintiff, unless where the Record is taken at the Request of the Defendant, in order for Tryal, by Proviso.

An Act concerning Tobacco.

Chap. VII
[Repealed
in part by
1728, ch. 10,
and totally
expired
October 30,
1730]
p. 11

Whereas Tobacco, the only Staple of this Province, and the principal Dependence of its Inhabitants, has been for several Years, and now is so very low, that the Makers of it cannot possibly support themselves by the Produce thereof: And whereas the large Quantities of Trash, and Unmerchantable Tobacco usually made and shipped, hath been, and always will be (if not remedied) very detrimental to the Trade in general; and that the Peoples Backwardness in getting their Tobacco ready in a reasonable Time, hath not only occasioned very great Delay and Charge, in the Lading and Dispatch of Ships, but sometimes of the Loss of Ships and Mens Lives, and always of great Damage to the Tobacco it self, in Winter Passages; besides missing the Opportunity of early and quick Markets, (the Life of Trade:) For Remedy whereof,

Be it Enacted, by the Right Honourable the Lord Proprietary, by and with the Advice and Consent of His Lordship's Governour, and the Upper and Lower Houses of Assembly, and the Authority