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Acts

the first day of the Court and shall give publique notice in what part of the Towne his or their Office is and what houres and when Evidences may attend him or them and shall duly attend at the houres appoynted for the taking the Examinacōn of Evidences in Crimminall matter and preparing the Indictments to which end the Evidences any wayes obliged to attend in any Crimminall matter are hereby obliged and required to give their Attendance on the first day of the Court and attend the Attorney Generall or Soliciter Generall and give their depositions or any account of their Evidence to the end the bills may be prepared & heard & determined by the end of the second day as aforesaid, and since the Inhabitants of this province his Maj<sup>ty</sup>s Loyall subjects & Leige people are Entituled by Law to the right and priviledges of other his Maj<sup>ty</sup>s subjects of England, To the end therefore that we may have & Injoy the said Rights & benefitts of subjects as aforesaid as farr as the present Constitution of this Province will admitt till we shall be more popelous & capable of better Methods, Be it Enacted that against every Court for Tryalls of matters of Fact by Jurys the Clerk shall send a Venire facias to the Sherriff of each County within this Province to summon two able and sufficient persons to make up a Grand Jury for the body of this Province and an other Venire facias for every County of this Province for three petty Jurymen to make two petty Juryes for Tryalls of matters of Fact between man & man of which Jurymen the Court shall compose the Grand Jury of the two men summoned out of every County and make up the number of a Grand Jury out of the bystanders if need require and no Grand Jury shall enquire of any Crime or Offence or make any presentments unless there be one Grand Jury man at least from every County of this Province or in default thereof the said Jury to be made up of the bystanders of the next adjacent County present And to the end that this act may be duly observed and kept by all persons therewith concerned Be it Enacted that the Secretary of this Province for the time being or his lawfull Deputy shall be allowed for such Cattalogue or Docquett of Causes to be sent to each County as aforesaid the sum of fifty pounds of Tobacco, and if all or any the Officers Ministers or Suiters any way within the pervew of this Act do willfully or negligently Omitt or neglect the performance of their severall & respective dutys herein and herby Enjoyned and required they shall be lyable to suffer the paines & penaltys hereafter sett downe, That is to say the Justice so appointed in not calling the Attorneys & Clerk together and causing them to call over & settle the Cattalogue or Docquett for next Courts Tryalls for every default shall pay the sum of one thousand pounds of Tobacco, every Attorney and the Clerk not giving due attendance according to appointment of the Justice or Omitting his duty therein shall for every such default forfeit & pay the sum of 500<sup>ts</sup> of Tobacco, The Clerk in not drawing out a fair Docquett or Cattalogue of such causes as shall be assigned for Tryall