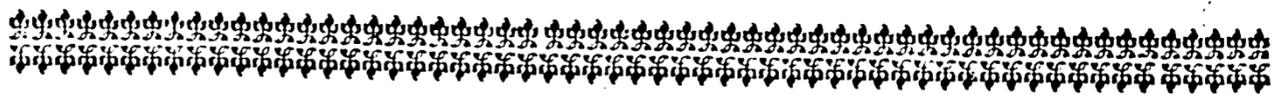


Ch. 84. An Act for the Speedy Recovery of Small Debts out of the Court, before a Single Justice of the Peace.

FORASMUCH as it is requisite, that there be some Remedy for the Recovery of Small Debts, whereof the Courts of Judicature have no Jurisdiction; Be it Enacted by the King's most Excellent Majesty, by and with the Advice and Consent of His Majesty's Governor, Council, and Assembly of this Province, and the Authority of the same, That in all such Cases, where the real Debt or Damages doth not exceed Four hundred Pounds of Tobacco, or Thirty three Shillings and Four Pence in Money, it shall and may be lawful for any One Justice of the Peace of each respective County, wherein the Debtor doth reside, to hear, try, and determine the Matter of Controversy between the Debtor and Creditor, and upon full hearing of the Allegations of both Parties, shall give Judgment accordingly; and if need be, charge the Constable with the Body of the Debtor in Execution, who is hereby obliged and impowered to carry the Person, so committed, to the Sheriff of the County, together with a Certificate or *Mittimus* from such Justice, wherein shall be certified the Debt and Costs whereof such Person shall be convicted, to be by him safely kept, until Satisfaction, or other end thereof; or otherwise, that such Justice shall award Execution on such his Judgment, directed to the Sheriff of the County, by Warrant or *Mittimus*, in the nature of a *Capias ad satisfaciendum, Fieri facias*, or otherwise; and that in case, upon the Return of any Warrant, or any Complaint, issued by any such Justice, it shall appear, that the Persons against whom the same shall issue, is not found, it shall and may be lawful for the Creditor to proceed in the several and respective County Courts for the obtaining an Attachment, according to the Directions of the Act for suing out Attachments in this Province, and limiting the Extent of them, against the Goods, Chattels, and Credits of such Person, for any Sum, exceeding Two hundred Pounds of Tobacco, or Sixteen Shillings and Eight Pence in Money; any thing in the Act, for the better Administration of Justice in the several Courts of this Province, and for speedy Recovery of Debts, &c. or any other Law to the contrary notwithstanding.

Pass'd June 3d, 1715.



Ch. 85. An Act, Providing what shall be good Evidence to prove Foreign and other Debts; and to prevent Vexatious and Unnecessary Suits at Law; and Pleading Discounts in Bar.

BE it Enacted by the King's most Excellent Majesty, by and with the Advice and Consent of His Majesty's Governor, Council, and Assembly of this Province, and the Authority of the same, That all Debts or Records, whether by Judgment, Recognizance, Deed inrolled, and upon Record, the Exemplification thereof, under the Seal of the Courts where the said Judgment was given, or was recorded, shall be a sufficient Evidence to prove the same; and that all other Debts, by Bonds, Bills, Accounts, or otherwise, that shall, from or after the Publication hereof, be sent hither, to be put in Suit against any Person whatsoever, living or residing within this Province, shall be proved by the Oaths of the Witnesses thereto,