

the same; to be recovered in any Court of Record of this Province, by Action of Debt, Bill, Plaint or Information, wherein no Essoyn, Protection or Wager of Law to be allowed.

An ACT for Publication of Marriages.

BE it Enacted, by the Queen's most Excellent Majesty, by and with the Advice and Consent of Her Majesty's Governour, Council and Assembly of this Province, and the Authority of the same, That all Persons who desire Marriage, shall apply themselves either to a Minister, Pastor or Magistrate, for the contracting thereof.

How to apply for Marriage.

And be it further Enacted, by the Authority aforesaid, by and with the Advice and Consent aforesaid, That all Persons within this Province, intending Marriage, shall make Publication thereof, either at the Church, Chappel, County-Court or Meeting-House next where they dwell, and that at such Time when such Church, Chappel or Meeting-House shall be full, and thereby capable to take Cognizance thereof; and that it shall and may be lawful, upon Certificate had from the Minister, Pastor or County-Court where such Publication shall have been made, Three Weeks after the said Publication, for either Minister, Pastor or Magistrate (where no Minister can be had) to joyn in Marriage such Persons as aforesaid; and if any Person shall presume to contract Marriage without such Publication made, and Certificate thereof had, as aforesaid, or without particular License from the Governour, for the Time being, do privately within the Limits of this Province, contract Marriage, every Person so Contracted or Married, shall be lyable to a Fine of One Thousand Pounds of Tobacco; and every such Minister, Pastor or Magistrate, joyning in Marriage any Persons without Publication or License, or any ways infringing this Act, shall be lyable to a Fine of Five Thousand Pounds of Tobacco, one Half of the said Fines to our Sovereign Lady the Queen, Her Heirs and Successors, for the Support of the Government of this Province, and the other Half to the Informer; to be recovered by Bill, Plaint, Action of Debt or Information, in any Court of Record, wherein no Essoyn, Protection or Wager of Law to be allowed.

How to be published.

Offence punished in People and Minister.

And be it further Enacted, by the Authority aforesaid, by and with the Advice and Consent aforesaid, That all Ministers, Pastors and Magistrates, who according to the Law of this Province, do usually joyn People in Marriage, shall joyn them in Manner and Form as is set down and express'd in the Liturgy of the Church of England; which being finished, the Minister, Pastor or Magistrate, shall say, *I being hereunto by Law authorized, do Pronounce you lawful Man and Wife.*

How to Marry.

The Fee.

And be it further Enacted, by the Authority, Advice and Consent aforesaid, That the Minister, Pastor or Magistrate, by Virtue of this Act, is impowered to ask, demand and receive from the Parties so Married, or joyned together, the Sum of One Hundred Pounds of Tobacco, and no more.