

C H A P.
V.

nesdays following. And that Two of the Provincial Justices, to be appointed as aforesaid, to serve on the Eastern Shore, or One of them, in case the other should be sick, or incapable to attend, shall meet and hold their Courts at *Worcester* County Court-House, on the Thursdays before the first Tuesdays in the Months of *April* and *September* yearly; at *Somerset* County Court-House, on the First Tuesdays of the said Months yearly; at *Dorchester* County Court-House, the First Mondays after; at *Talbot* County Court-House, the Thursdays after the Second Tuesdays; at *Queen-Anne's* County Court-House, the Wednesdays after the Third Tuesdays; at *Kent* County Court-House, the Mondays after the Third Tuesdays in the same Months; and at *Cæcil* County Court-House, the Fridays following; to hear, determine, and dispatch such Business as shall be before them.

Declarations
to be filed in
Thirty Days
after Appearance
Court.

V. **And be it further Enacted**, That in all Actions now depending in the Provincial Court, where the General Issue, or other Plea, tending to an Issue on the Country, is pleaded, the Issues shall be made up and completed by the First Day of *August* next; and that all Declarations in Actions to be commenced in the Provincial Court, shall be filed with the Clerk within Thirty Days after every Appearance Court, and the Issue made up where the General Issue, or other Plea tending to an Issue on the Country shall be pleaded, shall be made up within Thirty Days after the filing the Declaration; but where special Pleadings are necessary, the Court, upon Motion, may grant such Time as may be thought reasonable; and that the Plaintiff, in every Cause to be tried before the said Justices, shall give the Defendant, or his Attorney, Notice in Writing, Fourteen Days before the First Tuesdays in *April* and *September*, yearly, of his Intention to insist on a Trial, and that if after such Notice given, the Causes shall be delayed until another Assizes, the Party causing such Delay, shall pay all the Cost and Charge that shall be occasioned thereby.

Grand and
Petit Juries to
be summoned
Ten Days
before the
Assizes begin.

VI. **And be it Enacted**, That the several Sheriffs shall Summons Fifty of the most capable and substantial Freeholders within their Bailiwicks, Ten Days before the Assizes shall begin in the respective Counties, as Grand and Petit Jurors; and that every Freeholder that shall be so summoned, and shall neglect or refuse to appear, shall incur the same Penalties and Forfeitures as Jurors summoned to attend the Provincial Court are liable to, rating Tobacco at Ten Shillings per Hundred; and that no Person that is not incapable or disqualified by Law to serve as a Juror shall have any Exemption, except Councillors, Practising Attornies, Delegates, Provincial Justices, Clergymen, and Practising Physicians or Surgeons; nor shall Grand Jurors be exempt from serving as Petit Jurors in Civil Cases at the same Assizes of *Oyer and Terminer* and Goal Delivery they are returned to serve in; and every Grand and Petit Juror shall have an Allowance of Twenty-four Pounds of Tobacco for every Day's Attendance, to be assessed in the County Levy, as usual, besides the full Fees for Verdicts in Civil Cases to the Petit Jurors.

Manner of
choosing the
Grand Jurors.

VII. **And to prevent Partiality by Grand Jurors, Be it Enacted**, That the Name of every Person summoned as a Juror, shall be written in several distinct Pieces of Paper, being as near as may be, of equal Size and Bigness, and shall be delivered to the Clerk of Assize, or such other Person as the said Justices shall appoint, and by the Care of the Clerk, or such Person as shall be appointed as aforesaid, all rolled up, as near as may be, in the same Manner, and to be put into a Glass or Box to be provided for that Purpose, and that the said Justices, in open Court, shall direct to be drawn by some indifferent Person out of the said Glass or Box, a sufficient Number for a Grand Jury, and that such Persons as shall be drawn, and then appear, shall be Grand Jurymen, and none others.

VIII. **Provided**,