

C H A P.

V.

Special Verdicts.

XIII. And be it Enacted, by the Authority, Advice and Consent aforesaid, That the Justices of Assize, *Nisi Prius*, and Goal Delivery, shall, in all Civil Cases to be tried before them, where any Person concerned shall desire the same, allow and direct Special Verdicts to be found.

Bills of Exception allowable.

XIV. And be it further Enacted, That the said Justices shall, in all Criminal Cases to be tried before them, where any Person or Persons accused or prosecuted shall desire the same, sign and allow Bills of Exception, and that in all Cases where Bills of Exception are allowed, no Judgment shall be rendered until the next Provincial Court, to the Consideration of which Court it is to be referred, any Law, Usage, or Custom to the contrary notwithstanding.

Where the Justices are doubtful, Judgment to be refer'd to the Provincial Court.

XV. And be it further Enacted, That where any General Verdict shall be found in any Criminal Case against any Person before the said Justices, wherein the Judgment is not certainly known and settled by Law, or wherein the said Justices, or either of them, shall be in any Doubt or under any Difficulty what Judgment to give upon such Verdict, that then, and in such Case, no Judgment shall be given, but that the Judgment be referred to be given on such Verdict to the Consideration of the Provincial Court, who shall and may give Judgment.

Matters determinable in the County Courts, to be tried in the County Courts.

XVI. And to the End that the Justices of Assize, *Nisi Prius*, *Oyer and Terminer* and Goal Delivery, may not be hindered from proceeding in the Decision of Matters not determinable elsewhere, (which the Time allowed by Law for their Session, is hardly sufficient to dispatch) in hearing Petty Offences triable in the County Courts; Be it Enacted, That all Felonies, Trespases, and other evil Deeds, triable in the County Courts by the Laws now in being, shall be tried, heard, and determined by the County Courts, and not elsewhere, except Affrays, and other Offences, to be committed in the View of the Justices of *Oyer and Terminer*, or during their Sitting. **Provided always, and be it Enacted by the Authority aforesaid,** That it shall and may be lawful for the Justices of the Provincial Court for the expediting the Causes to be tried before them, to order the Sheriff of *Anne-Arundel* County immediately to summon a compleat and sufficient Number of good and lawful Men, *de Circumstantibus*, and not less than Twenty-four in Number, to serve as Jurors, and return a Pannel of them for the Trial of any Issue so to be had and tried before the said Justices of the Provincial Court, and that they shall be Ballotted in the same Manner that Petit Jurors are before by this Act directed to be at the Assizes, and that the first Twelve Jurors that shall be drawn, shall be the Jury to try the Cause, unless some legal Exception, by either Plaintiff or Defendant, be made against any of the said Twelve Jurors, in which Case others in their Room shall be in like Manner drawn, in the Stead of those to whom legal Exception shall be made. *Provided,* That where any Presentment shall be found by the Grand Jury, at any Court of *Oyer and Terminer*, for a Matter triable by the County Court, and that shall by the Justices of *Oyer and Terminer*, be referred to the County Courts for Trial, the Party Presented shall not be obliged to pay any Fees or Charges, except what shall arise in the Prosecution in the County Court, any Law, Usage, or Custom to the contrary, notwithstanding. Saving to all Persons accused before the Justices of the County Courts, the Benefit of Writs of Removals to, and Trials in the Provincial Courts, or before the Justices of *Oyer and Terminer* and Goal Delivery.

Sheriff of *Anne-Arundel* County to return 24 Persons, out of whom is to be impannelled a Jury.

XVII. And whereas, by an Act for the Advancement of Justice, it is Provided and Enacted, That in all Actions to be commenced in the Provincial Court for the Recovery of any certain Sum of Money or Tobacco, within the Jurisdiction of that Court, wherein the Plaintiff shall be desirous of a speedy