

zance in the said Record Book, at large, and Alphabet the same, under the Penalty of Five Pounds Current Money.

Penalties in-  
flicted by this  
Act, how to  
be recovered  
and applied.

IV. And be it Enacted, That all Penalties inflicted by this Act, shall, and may be recovered in any County Court in this Province, wherein the Offence or Omission shall happen, or the Offender shall reside, if such Offender be Resident within this Province, or if such Offender be not Resident within this Province, then in any County Court where such Offender can be apprehended, by Action of Debt, or Bill of Indictment, wherein not more than One Imparance shall be allowed, One Half whereof to the Use of the County where the Purchaser of any such convicted Felon shall reside, or in which any such convicted Felon, who shall be discharged, shall be put on Shore, towards defraying the Charges of such County, and the other Half to the Informer, or him, her, or them, that will sue or prosecute to Effect for the same; and any Court in which such Action shall be brought, may, in their Discretion, award good and sufficient Bail.

C H A P. XXIII.

An ACT for preventing the Evil occasioned by Continuance of Suits at Law, on Suggestion of Want of Evidence from beyond the Sea.

Preamble.

WHEREAS in many of the Courts of this Province, great Numbers of Suits at Law have been, and now are continued, long beyond the Time limited by Law, on Suggestions made by the Parties, or their Attornies, that a Witness or Testimony, material in such Suits, is wanting from beyond the Sea, when in Truth no such Evidence has been, or is wanting, to the great Expence and Vexation of the good People thereof: For Remedy whereof,

Suits com-  
menced in the  
Provincial or  
County  
Courts, not  
to be conti-  
nued, on Sug-  
gestion, unless  
by Affidavit  
to the Satis-  
faction of the  
Court.

II. Be it Enacted, by the Right Honourable the Lord Proprietary, by and with the Advice and Consent of his Lordship's Governor, and the Upper and Lower Houses of Assembly, and the Authority of the same, That no Suit at Law hereafter to be commenced in the Provincial or County Courts of this Province, shall be continued, on Suggestion, beyond the Time limited by Law, unless it shall be made appear by Affidavit, to the Satisfaction of the Court, or Testimony, material in such Suit, is really wanting, and that the Party alledging the same to be wanting, or his Attorney, or Agent hath used his reasonable Endeavours for procuring such Witnesses or Testimony.

Duration.

III. This Act to continue and be in Force Three Years, and 'til the End of the next Session of Assembly, which shall happen thereafter.