

Liber
W H & L

directed to the Sherriffe of the County where the party soe prosecuted did dwell and Reside who is hereby Enjoyed to leaue a Cobby of such writt or Sumōns as alsoe a Cobby of the Declaracōn or cause of accōn to be for that purpose with the said writt or Sumōns sent to him by the party prosecuteing the same and after a due Returne made of the said writt and vpon Sufficient prooffe by wittnesses as the said Respective Courts shall thinke fitt of the Prosecutors demands and debt made by his said declaracōn sett forth itt shall and may be Lawfull for the Iustices of the said Courts to award an attachment against the goods and Chattles of him the said party prosecuted and not appearing by himselfe or his Attorney which are or shall be in the possession of any person or persons for his use in this Prouince and after the Returne of the Execucōn of such Attachment made the same to Condemne and order to be delivered by way of Execucōn to the said party prosecuteing by the Sherriffe of the County where such goods lye hee the said party prosecuteing alsoe giving good and Sufficient Security to the Justices of the said Respective Courts to indemnifye the Court against all accōns suites or other matters that may happen touching or Concerning the said Attachment and to make Restitucōn of the goods Received or the value thereof by virtue of the said Attachment in case the said party prosecuted or his Attorney doe within one Yeare and a day to be Accounted from the tyme of the said Attachment awarded come in and make his and their Just and due defence and proceed on in the said accōn in Comōn forme and make it appeare the prosecutor is Satisfyed his Just demands and debts or any part thereof by him then Prosecuted Provided alwayes that noe Sherriffe shall Leavy by way of Execucōn of any the goods or Chattles of any person soe prosecuted within this Prouince any more then soe much as amounts to the debt Recovered and Costs of suite mentioned in the writt of Execucōn Provided alsoe that noe Sherriffe of any County within this Prouince shall by any Attachment or Execucōn had upon such attachment or any other Execucōn whatsoever obtained in any Court within this Prouince Leavy and Seize or take the goods and Chattles of any Inhabitant within this Prouince that shall be then Resyant or absent as aforesaid soe farr as to deprive them of all Livelihood for the future but that Corne for necessary maintenance Bedding gunn ax pott & necessary Labourers Toolles with such like houshold Imple-
p. 43 ments and Amunicōn for subsistance shall be protected from all such Attachments And Execucōns soe long as he or they shall Inhabite within this Prouince And Provided alsoe that such as shall be found by prooffe or other Circumstance wilfully to absent themselves into the woods or elce where from the