

Liber
W H & L

And bee itt further Enacted by & with the aduice & Consent aforesaid that if any person plantiff shall Commence or prosecute any Suite or plaint in the Prouinc^l Court of this Prouince for or vnder the summe of fifteene hundred pounds of Tobacco & Caske in manner and forme as aforesaid shall Suffer a non-suite & pay Such Costs to the Defend^t as are vsually granted by the Prouinciall Courts of this Prouince

And bee itt further Enacted by the Authority aforesaid That an accompt sworne to by the p^t or a bill proved by his Euidence before any one Iustice of the Prouinciall Court or any two Iustices of any County Court within this Prouince shall be Sufficient Evidence to proue the said debts in any County Court within this Prouince Provided alwayes that the party who shall Sweare or give Evidence as aforesaid before one Iustice of the Prouinciall Court or two Iustices of any County Court to prove any debt as aforesaid shall att the same tyme declare upon his oath whether he knowes of any payment or discount of any part or parcell of the accompt or debt soe to be proved which shall be Certifyed under the hand or hands of such one Iustice of the Prouinciall Court or two Iustices of the County Court before whom the said accompt or debt shall be proved which Certificate made & Signed as aforesaid shall be taken & Received as Sufficient prooffe of any such debt or accompt as aforesaid.

And Bee itt further Enacted by and with the aduice & Consent aforesaid that if any Defendat upon the tryall can prove either by such Certificate as aforesaid or other Sufficient prooffe that there is any summe of Tobacco paid to the p^t or his order in part of the Debt or accompt Sued for or due from the Pl^t the County Court before whom such tryall is had may Cause the Same to be discounted in Court & giue Judgment thereuppon against the Defend^t for soe much onely as shall be Remaining due to the p^t with Costs of Suite This Act to Continue for three yeares or to the end of the next Generall Assembly.

An Act for the Constables takeing the Lists of the taxables.

Whereas through the Idlennesse & carelesnesse of Some Constables in this Prouince many falce lists of the taxable persons in this Prouince are returned And for that Severall Constables doe Comonly proceed to take the Severall Lists of taxables upon hear say without going to the severall & Respective houses in their Hundred to Enquire of the masters of the Respective families after the number of taxables in each family by which Neglect the Inhabitants of this Prouince are of-