

and Assembly of this province and the Authority of the same C. P. that from hence forth no Attachm^t shall Issue out of any Court of this province before a writt or Sumons be first made Out upon which writt if the party Defend^t be an Inhabit^r or Resident within this Province and the Sher. shall returne a non est Inventus one Other writt or Sumons shall thereupon in Manner af^d Issue forth against the said Defend^t and if the Sher shall upon the second Writt or Sumons returne a non est Inventus Likewise An Attachment shall and may in Manner and forme hereafter sett Down be Awarded. And in Case any Writt or Sumons shall Issue forth from any his Maj^{ty}s Courts within this province against any person or persons absent out of this province in such Case upon the Returne of a non est Inventus by the Sher. on such writt or Summons and the party pltf. his leaving with the Attorney of such Absent Defend^t (if he hath left any Attorney) a Coppy of his Declaration or Short note Expressing the Cause of Action or if he hath left no Attorney then the Pltf. Leaving a Coppy of his Declaration or Shorte note Expressing the true Cause of Action at the House where the said Defend^t Absent did Last reside or Dwelt and makeing such prooffe of his Action as the said Respective Courts shall think fitt itt shall and may be Lawfull p. 29 for the Justices of the said Courts to award an Attachment against the Goods Chattles and Creditts of the said Absent Defend^t so as af^d prosecuted and not appearing to the said Action which are and shall be in the Hands and Possessions of any person or persons whatsoever (yea) even the pltf. own hands for the Defend^ts use in this Province in which said Attachm^t there shall be a Clause commanding the Sher^t of the respective Counties att the time of the Executing the said Attachm^{ts} to make known to each pson or psons in whose hands or pssessions the said Goods Chattells and Creditts soe attached are if to him or them itt shall seeme Meet to be and appear on the returne of such Attachm^{ts} before the Justices of the respective Courts out of which such Attachments are Issued to shew Cause why such Goods Chattells or Creditts soe Attached as af^d should not be Condemn'd and Execution thereof had and made as in other Cases of recoveries and Judgments given in Courts of Records att which day of returne of the said Attachm^t if the said Defend^t shall not then App^r nor the Garnishee in whose hands the af^d Goods Chattells and Creditts of the Defend^t were attached to shew Cause to the Contrary the respective Courts shall and may Condemn the said Goods Chattells and Creditts soe af^d Attached and Award Execution thereof to be had and made by Capias ad Satisfaciendum fferi facias or Otherwise as in other Judgments he the said pltf soe prosecuteing as af^d giving good and p. 30