

all thieving and Stealing of any Goods or Chattells whatsoever C. P. not being above the Value of one Thousand pounds of Tob^o (Robery Burglary and house breaking Excepted) And Every person or persons Legally Convicted of any such Thieving and Stealing (Except before Excepted) by Testimony of one Sufficient Evidence not being the party Grievd before any such County Court as aforesaid shall and may Cause to be punished by paying four fold of the Value of the goods soe thieved or Stolen as aforesaid and the Stolen goods returned to the party or parties grievd thereby and by putting in the Pillory and whipping soe many Stripes as the Court before whome such Matter is Tryed shall Adjudge (not Exceeding fforty) which Court shall always Adjudge the Value of the goods soe thieved and Stolen as aforesaid and if any such person soe Convicted have not Sufficient goods and Chattells or be a Servant whereby he is Incapable to have goods and Chattells to Satisfie and pay the said four fold in Every such Case such person or persons shall receive the Corporall punishm^t as aforesaid and Satisfie the four fold and ffes of Conviction by Servitude. p. 165

And be itt hereby Enacted and declared by the Authority Advice and Consent aforesaid that the time of Service of a free person Convict as aforesaid not having goods and Chattells as aforesaid shall Commence from the time of his Conviction as aforesaid and the time of Service of a Servant Convict as aforesaid shall Commence att the Expiration of such Time of Servitude to which att the time of his Conviction he stood bound which time of Servitude for Satisfaccōn for the Stolen goods and ffes accrued as aforesaid shall be Adjudged by such County Court Either to the party grievd or any other person the Court shall order such Convict to that will then and there pay or Secure to be paid the four fold and Costs aforesaid att the discretion of the Court and if any person or persons shall receive or take part of such Stolen goods or Assist the person soe Stealing as aforesaid to make away or Conceale them being Legally Convicted as aforesaid shall Suffer the Same Corporall paines with the party Stealing as aforesaid any Law Statute usage or Custome to the Contrary notwithstanding. And if any person or persons have been once Convicted of any such Thieving and Stealing (Except before Excepted) and shall after be againe presented for thieving and Stealing of any goods or Chattells laid to be above the Value of Twelve pence It shall not be Tryed and Determined by any County Court but the party presented upon such presentment shall be proceeded against in the provinciall Court as a felon for simple ffelony but shall not be punished by death but only paying the four fold branding with an hot Iron or such other Corporall punishment as the Court shall Adjudge Saving Life and such presentm^t shall be by the Clerk of Every such p. 166