

U. H. J. shall require in the same manner as Juries or Witnesses have been Summoned for Tryal at Barr; and the Sheriff or Sheriffs who shall be Comanded by the said Justices to Summon such Jury & the party so Summioned as a Juror or Witness or any of them making default or neglecting (without lawfull Excuse to be allowed by the said Justices) to Obey such directions of the said Justices or the s<sup>d</sup> Summons shall be lyable to the same forfeitures & penalties, And to be inflicted, Recovered, Levyed, & Applied as directed by an Act causing Grand & Petty Jurors and Wittnesses to come to the Provincial & County Courts & Ascertaining their Allowances.

And forasmuch as the time Appointed by the afores<sup>d</sup> Act of Assembly herein & hereby Intended to be revived for the Justices of Assize Nisi prius Oyer & Terminer & Goal Delivery to go to the severall Counties of this Province is so near that it will be very Difficult if not Impracticable to prepare the Commtssions for the Justices af<sup>d</sup> the Transcripts of the Records of the proceedings pleadings & Issues in the Severall Causes for Tryall & the Summonses and other previous requisites necessary for the Tryal of such Causes in time According to the Directions of the said Act. Be it therefore Enacted by the Authority af<sup>d</sup> by & with the advice & consent af<sup>d</sup> that the Justices of Assize Nisi prius Oyer & Terminer & Goal Delivery appointed according to the directions of the said Act, And the Secretary, Clerks, Attornies, Sheriffs, & all other Officers shall be & are hereby Exempted & Excused from all or any fines forfeitures punishment<sup>s</sup> or penalties by the af<sup>d</sup> Act hereby revived or by this Act Imposed for any failure neglect or Omission in going the Circuit in September next or for any other matter or thing required to be done by them or any of them in their Severall & respective Offices by this Act or the Act hereby revived relating thereunto And that it shall & may be lawfull for the Justices of the Provincial Court to be in October next (if to them it shall seem meet) to continue any Action or Actions Appointed to be tried in any County of this Province & which cannot be Tried before the Justices of the Circuit in September next untill the Provincial Court which shall be held in May next Ensuing any thing in this Act or in the Act hereby revived or in an Act of Assembly Entitled an Act to limitt the continuance of Actions in Severall Courts within this Province & Ascertaining the manner of taking the Evidence of Sea faring men & for granting Appeals from the Chancery Court to the Govern<sup>r</sup> & Council or any other Act to the Contrary notwithstanding

Signed p Order John Ross Cl. Up. Ho.

Sent by Benjamin Tasker & Philip Lee Esq<sup>r</sup> & Col Rider

The following Message being prepared is sent to the lower House by John Rousby Esq<sup>r</sup>