

Session
Laws Sums of Money, or any Part thereof, due for their respective Public or County Levies, to the High Sheriff of the County, or to any of his Deputies or Under Sheriffs, at the Dwelling-House of such High Sheriff, or at the Court-House, in the Week wherein *March* Court is held for that County, or to the Deputy or Under Sheriff, at the Place and Time so as aforesaid, appointed to receive the same, so as such Tender be made in the Presence of one or more credible Witness or Witnesses, and such Sheriff, Deputy, or Under Sheriff, shall refuse or neglect to receive the same, so tendered or offered as aforesaid to be paid, then, and in every such Case, such Person or Persons so tendering or offering, shall not at any Time afterwards be obliged to pay Tobacco for such Public or County Levy, or for so much thereof as he or she had tendered Money for as aforesaid, but shall for ever afterwards be at Liberty, and have his or her Election to pay the same in Tobacco, or Money, as he or she shall think fit.

This Act to be, and continue in full Force, for and during the Term of Three Years, and unto the End of the next Session of Assembly,
p. 14 which shall happen after the End of the said Three Years.

Chap. VIII. An Act for the Tryal of all Matters of Fact, in the several Counties where they have arisen, or shall arise.

Preamble. Whereas, the Tryal of Facts in the Neighbourhood where they arise, is the greatest Security of the Lives, Liberties, Fortunes, and Estates of the Subjects, most agreeable to the *British* Constitution, and a very great Ease to all Persons concerned; and that the Increase of Business in the Provincial Court, renders the Decision of Causes there, without very great Delay and Expence, impracticable.

Be it therefore Enacted by the Right Honourable the Lord Proprietary, by and with the Advice and Consent of his Lordship's Governor, and the Upper and Lower Houses of Assembly, and the Authority of the same, That Two Justices of the Provincial Court, on each Side of the Bay (such as the Governor or Commander in Chief, for the Time being, shall think fit to appoint) shall be Justices of Assize, *Nisi prius*, and Justices of *Oyer and Terminer* and Goal Delivery; and that the said Two Justices, or either of them (in case of Sickness or other Inability), shall and may, at the respective Times in this Act mentioned, hear and try all Matters of Fact, in all Actions real, personal, and mixt, and all Actions popular, for the Breach of any Law, that is now depending, or that shall be commenced in the Provincial Court, in the several Counties where the Facts have arisen or shall arise, and not elsewhere; except in any special Cases, where it shall appear that Justice cannot in all Probability be so equally administered to the Parties as if Tryal should be appointed in some other Place, as fully and amply as any Justices of Assizes and *Nisi prius* in *England* used, or by Law ought, or may try, hear, and determine; and that all Treasons, Murthers, Felonies, and other Crimes, Offences, and Misdemeanours, of what Nature or

Two
Provincial
Justices, on
each Side
of the Bay,
to hear and
determine
all Matters
of Fact,
&c. in the
several
Counties.