

as aforesaid and that the Want of Freehold or the having a Matter of fact depending for Trial as aforesaid shall be held and allowed to be a good Cause of Challenge to any such Juror

Liber H. S.
No. 1

And Whereas it hath been doubted of what Value the Freehold in the said recited Act mentioned ought to be

It is hereby Enacted That no Juror shall be received as a qualified Juror in any Court within this Province (the Mayors Court of the City of Annapolis excepted) unless such Juror shall have an Estate of Freehold at the least in his own Right or in Right of his Wife in fifty Acres of Land or upwards or an Estate of Freehold as aforesaid of the full Value of fifty Pounds Sterling at the least if the Plaintiff or Defendant will challenge any Juror for Want of such Freehold

[Jurors may be charged as unqualified, not having a Freehold of 50 Acres of Land, or of the full value of 50 l. Sterling]

And be it further Enacted That instead of the Form of Recognizance of Bail prescribed by the Act entituled An Act for taking Special Bail in the several Counties in this Province upon Actions or Suits depending in his Majesty's Provincial Court and in the several County Courts of this Province the following Form shall be observed and used in all Actions to be commenced from and after the third Tuesday in October next that is to say John Doe Plaintiff against Richard Roe Defendant You A. B. and C. D. do jointly and severally acknowledge yourselves Special Bail for the said Richard Roe at the Suit of the said John Doe in an Action of Debt brought by the said John Doe against the said Richard Roe in the Provincial Court. They acknowledge themselves to be content therewith this

[Form of Recognizance of Bail to be observed, instead of one prescribed by a former Act]

Day of Before To the Honourable the Justices of the Provincial Court, varying nevertheless the said Form according as the Nature of the Action may require And that the said Recognizance shall have the same Force and Effect as any Recognizance of Bail acknowledged and taken in open Court

And be it further Enacted That the Justice or Justices by and before whom any such Recognizance of Bail shall be taken and acknowledged shall and they are hereby required carefully to examine into the Circumstances and Sufficiency of the Bail so to be taken as aforesaid and to be careful that they do not take any Recognizance of Bail of Persons that shall not appear to them to have sufficient Estate within this Province to answer the same at the Time of taking and acknowledging thereof

[The Justice, or Justices, before whom it shall be taken, to examine into the Circumstances of the Bail, that they be of sufficient Estate, &c.]

Provided that nothing herein shall be construed to abridge or take away the Power of the Justices of the Provincial or County Courts within this Province to make Rules and Orders for the justifying Bails and making the same absolute or to examine the Sureties upon Oath touching the Value of their Estates as by the said recited Act they are required to do.

[Any Judgment hereafter to be rendered upon any Recognizance of Bail, the Plaintiff may issue Execution &c.]
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And be it also Enacted That upon any Judgment hereafter to be rendered upon any Recognizance of Bail it shall and may be lawful for the Plaintiff or Plaintiffs therein to issue Execution against the