

L. H. J. Testament of Col.^o Henry Bouquet to be Recorded in the Prerogative Office of this Province &c Indorsed By the Upper House of
 Liber No. 52
 May 24
 Assembly 24.th May 1766. Read the first and Second time by especial Order and will pass

Signed by Order U: Scott Clk Up: ho:

p. 391 And the Bill Entituled an Act for the Tryal of Matters of fact Indorsed by the Upper House of Assembly 24.th May 1766. Read the Second time and will Pass with the following Amendments Viz.^t in the 8.th Line of the first Page insert the Word. "any" betwixt the Word "that" and "two" in the same line Strike Out the Words "on each side of the Bay and insert them betwixt the Words "delivery" and "and" in the tenth Line of the same Page. In the 24.th Line of the same Page Strike out the Words "to Serve" Betwixt the Words "aforesaid" and "on" in the 6.th Line of the 2.^d Page Strike out the Words "On the Eastern Shore" and Insert in the same Line betwixt the Words "aforesaid" and "or" the following Words /Viz.^t/ to Serve on the Eastern Shore in the 18.th Line of the same page Strike out the Word "Tendering" and insert in place thereof the words "tendering to make the same Alteration in the last Line of the same Page, in the fourth Line of third Page Strike out the Word twenty and insert the Word "fourteen" strike out the Proviso begining in the Seventh Line of the same Page and ending in the 9.th Line in the 14.th Line of the 4.th Page Insert the Word 12.th betwixt the Words "and" and "Persons" after the Proviso at the bottom of the 6.th Page insert two following Clauses Viz.^t

And Whereas by an Act for the Advancement of Justice it is Provided and Enacted that in all Actions to be Commenced in the Provincial Court for the recovery of any certain Sum of Money within the Jurisdiction of that Court wherein the Plaintiff shall be desirous of a speedy Tryal that if the Plaintiff should send a Copy of the Declaration on the Case with the Writ, and Cause the same to be Served on or delivered to the Defendant or left at his or her last place of Abode twenty days at the least before the Appearance Court it should be lawful for the Justices of the said Court and they are by that Act required to proceed to Tryal the same Court and if the Defendant should refuse or Neglect to Answer or Plead to render Judgment for the Plaintiff with Cost of Suit unless Sufficient Cause should be Shown by the Defendant Why there should be an Impar lance and that as Jurors are not summoned to the Provincial Courts. But the facts tried in the several Countys where they have arisen or shall arise, so that when the Defendant pleads any Matter of fact triable by a Jury the Issue cannot be
 p. 392 tried at the Appearance Court. Be it therefore Enacted and declared that when Cops of declarations are served or left According to the