

Justices Wherein the Judgment is not Certainly known and Settled by Law or Wherein the Said Justices or either of them Shall be in any Doubt or under any Difficulty What Judgment to give upon such Verdict that then and in Such Case no Judgment Shall be given but that the Judgment be referred to be given on Such verdict to the Consideration of the Provincial Court Who Shall and may give Judgment

Liber H. S.
No. 1

And to the End that the Justices of Assize nisi Prius Oyer and Terminer and Goal Delivery may not be hindred from Proceeding in the Decision of matters not Determined else Where (which the time allowed by Law for their Session is hardly Sufficient to dispatch) in hearing Petty Offences triable in the County Courts Be it Enacted that all Felonies Trespasses and other evil Deeds triable in the County Court's by the Laws now in being Shall be tried heard and determined by the County Courts and not else Where, except Affrays and Other Offences to be Committed in the View of the Justices of Oyer and Terminer Or during their Sitting, Provided always and be it Enacted by the Authority aforesaid that it Shall and may be Lawfull for the Justices of the Provincial Court for the Expediting the Causes to be tried before them to Order the Sheriff of Ann Arundel County immediately to Summon a compleat and Sufficient number of Good and lawfull Men De Circumstantibus and not less than Twenty four in Number to Serve as Jurors and return a Pannell of them for the Trial of any Issues so to be had and tried before the said Justices of the Provincial Court and that they Shall be balloted in the same Manner that Petit Jurors are before by this Act directed to be at the Assizes and that the first twelve Jurors that Shall be drawn Shall be the Jury to try the Cause unless some legal Exception by either Plaintiff or Defendant be made against any of the said Twelve Jurors in Which Case other in their Room Shall be in like Manner drawn in the Stead of those to Whom legal exception Shall be made Provided that where any Presentment Shall be found by the Grand Jury at any Court of Oyer and Terminer for a Matter triable by the County Court and that Shall by the Justices of Oyer and Terminer be referred to the County Courts for trial the Party Presented Shall not be Obliged to pay any Fees or Charges except what Shall arise in the Prosecution in the County Court any law Usage or Custom to the contrary notwithstanding Saving to all Person's Accused before the Justices of the County Courts the benefit of Writs of removals to and tryals in the Provincial Courts or before the Justices of Oyer and Terminer and Goal Delivery

[Matters determinable in the County Courts, to be tried in the County Courts]

[Sheriff of Anne Arundel County to return 24 persons out of whom is to be impannelled a Jury]
p. 606

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 or Tobacco Within the Jurisdiction of that Court Wherein the Plain-