

C H A P. XLVII.

and not be barred of Estate or Dower without such Examination, &c. and Certificate thereof of enrolled upon Record.

her Examination and Acknowledgment thereupon; and that such Certificate be likewise enrolled upon Record: In which Case, and by such Acknowledgments and Certificates, *Femme Coverts* shall be barred, and not otherwise, and shall also be barred of their Dower, by such like Acknowledgment, where they have only a Right of Dower in the Estate conveyed, although not named in the Deed thereof; any thing herein contained to the contrary notwithstanding.

By 1752, ch. 8, the Acknowledgment and Examination of any *Femme Covert* who resides out of the Province, taken before the Mayor of any Corporation in *Great-Britain* or *Ireland*, or before one Justice of the Supreme Court of any Province or Colony within his Majesty's Dominions, and certified by Endorsement upon such Deed, under the Hand of such Magistrate, and Seal of the Corporation or Colony respectively, shall be good in Law to bar such *Femme Covert*, of her Right of Inheritance, or Dower, as the Case may be.

Acknowledgments of Deeds, under former Acts, before one Provincial Justice, or one or two Members of the Council, confirmed.

XI. Provided always, and be it further Enacted, by the Authority aforesaid, by and with the Advice and Consent aforesaid, That where any Acknowledgment or Acknowledgments of any Deed or Deeds, Conveyance or Conveyances, by them that Right had to grant, bargain and sell any Manors, Lands, Tenements or Hereditaments within this Province, have been made during the Continuance of any the former recited Acts of Assembly, before one Justice of the Provincial Court, or before one or two of the Council, and enrolled according to the Direction of the former Acts, shall be good and effectual in the Law, to all Intents, Constructions and Purposes whatsoever; any Thing in this Act contained to the contrary thereof, in any wise notwithstanding.

Examined and Compared with the Original Act, REVERDY GHISELIN, THOMAS BACON.

C H A P. XLVIII.

Passed 3d June 1715.

An ACT for rectifying the ill Practices of Attorneys of this Province, and ascertaining Fees to the Attorney-General, Clerk of Indictments, Attorneys and Practitioners of the Law in the Courts of this Province, and for levying the same by Way of Execution. *Lib. LL. N<sup>o</sup> 4. fol. 275.*

No criminal Process shall issue out of any Court, without Presentment, or Order of the Governor in Council, or of Court.

Any Attorney, &c. in the Provincial Court, offending herein shall forfeit 5000<sup>lb</sup> Tobacco,

to be recovered in the Provincial Court.

In the County Court 2500<sup>lb</sup> Tobacco.

BE it Enacted, by the King's most excellent Majesty, by and with the Advice and Consent of his Majesty's Governor, Council, and Assembly of this Province, and the Authority of the same, That after the End of this Session of Assembly, no Process for any criminal Matter, or other Misdemeanour, shall issue out of any the Courts of this Province, against any Person or Persons whatsoever, without a Presentment be first found against the said Person or Persons by the Grand-Jury, unless by a special Order of his Excellency the Governor in Council, or of the Provincial or County Courts in this Province. And if the Attorney-General, or any other Attorney of the Provincial Court, shall issue forth Process against any Person or Persons, and no Presentment, or Order of his Excellency the Governor in Council, or Order of Courts appear upon Record to justify the same, the said Attorney so offending, shall forfeit and pay for such his Offence, the Sum of Five Thousand Pounds of Tobacco, the one Half to his Majesty, his Heirs and Successors towards the Support of Government, within this Province, the other Half to the Party grieved, or to him or them that shall inform or sue for the same; to be recovered in the Provincial Court of this Province, by Bill, Plaint or Information.

II. And if any Clerk of the Indictments in any County Court of this Province, or any other Attorney practising in the said Courts, shall issue forth Process against any Person or Persons for any criminal Matter or Misdemeanour, without a Presentment be first found by the Grand Jury against the said Person or Persons, or especial Order of the Governor in Council, or County Court, appearing upon Record to justify the same; the said Clerk of Indict-