

for any Person or Persons, causing such Bonds to be sued, to proceed to Judgment, until the Creditor or Creditors, clearly make appear to the Court, what his, her, or their Demand is or are, which Court may, and they are hereby impowered, upon the Defendant's having Notice given him, her, or them, or Notice left at the Place of his, her, or their last Place of Abode, Twenty Days before the Court in which the Plaintiffs apply, for such Debt or Demand to be assessed, as also a Copy of the Nature of his, her, or their Demand, attested by the Clerk, to assess such Damages, or appoint Auditors to adjust such Demands; whereupon it shall be lawful for such Court to give Judgment to such Creditor or Creditors, on such Bond in usual Manner: But that Execution only issue for such Sum as shall be made appear to be due, unless the Party at whose Request such Bond be sued, or the Defendant or Defendants applies to the Court, praying a Writ of Enquiry; which, if either Party prays, shall be issued by the Court, to be proceeded in according to the Directions of the aforesaid Act of Parliament; and that Execution issue for no more than found by the Jury, with Costs and Interest, till Payment made or tendered. And that where any such Bond is proceeded on to Judgment, no other Creditor shall come in for any Part of the Penalty, under Pretence of any Thing being due to such Creditor, without sending a *Scire facias* to be served, which *Scire facias* shall be sued within Eighteen Months after such Recovery, and not after, on the Defendant or Defendants. In which *Scire facias* shall be contained the Nature of such Creditor or Creditor's Demand, and the Sum due.

C H A P. XXV.

till the Creditor make appear to the Court what the Demand is.

The Defendant to have 20 Days Notice,

and Execution on issue for no more than the Sum due, unless a Writ of Enquiry be prayed. No other Creditor shall come in for any Part of the Penalty, without a *Scire facias*, &c.

IV. And be it further Enacted, by the Authority aforesaid, by and with the Advice and Consent aforesaid, That all Actions hereafter to be brought on Sheriffs Bonds hereafter to be passed, shall be sued or brought within the Space of Five Years after the passing such Bond, and not afterwards: And all Actions hereafter to be brought on Sheriffs Bonds, heretofore entered into, shall be brought and commenced within Three Years after the End of this present Session of Assembly, and not afterwards.

Actions on Sheriffs Bonds, shall be brought within Five Years.

V. Provided, That this Act, nor any Thing herein contained, shall bar his Sacred Majesty, his Heirs and Successors, nor the Right Honourable the Lord Proprietary, his Heirs and Successors, from suing in their own Right, at any Time: And, if any Person entitled to sue such Bond, shall be at the Time of any Cause of Action on such Bond, under the Age of One and Twenty Years, *Femme Covert*, *Non Compos Mentis*, Imprisoned, or beyond the Sea, that then such Person or Persons shall be at Liberty to bring his, her or their Action within the Space of Five Years after such Impediment removed, as other Person having no such Impediment might, or should have done.

A Saving to the Crown, and the Lord Proprietary, and to Infants, &c.

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

C H A P. XXVI.

A Supplementary ACT to the Act entitled, An \* Act to prevent the Abuses of concealing convicted Felons, and other Offenders imported into this Province; and for the better Discovery of them. *Lib. L. N<sup>o</sup> 5. fol. 317.*

Passed 8<sup>th</sup> August 1729.

\* 1728, cb. 23.

**F**ORASMUCH as it appears to this General Assembly, That the Oath or Affirmation prescribed by the before recited Act, to be taken by any Person importing or bringing into this Province any Servant or Servants, is too extensive, and includes a Discovery of Offences never intended by the said Act:

Preamble.

II. Be it Enacted and Declared, 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 all