

PROTESTANT INTEREST.

9. This Act shall not extend to the Negotiation of his Lordship's private Affairs, in Matters no ways relative to the Government of this Province, or to any judicial or ministerial Offices thereon depending, or to the Collection of any Dues arising therefrom, &c. *Ibid.* §. 10.

10. Nor to the Exemption of any Persons from taking the Oaths required by Law before the making this Act. *Ibid.* §. 11.

PROTESTANTS. See *Irish Servants*, 2. *Orphans*, 7.

PROTESTANT SUCCESSION.

The Right of his Majesty King George I, in the Protestant Succession, recognized. 1715, *ch.* 1.

PROTESTED BILLS. See *Bills of Exchange*.

PROVINCIAL COURT.

1. Provincial Justices shall be allowed 140^{lb} Tobacco per Day, during the Time they shall sit, and attend the Court, besides their itinerant Charges, to be paid out of the Public Levy of this Province. 1716, *ch.* 11, §. 9.

2. The Justices may make Rules and Orders for well governing and regulating the Court, under Fines not exceeding 1000^{lb} Tobacco; to be applied to the Support of Government. 1715, *ch.* 41, §. 2.

See *Advancement of Justice*, 3. *Amerciaments*, 3. *Annapolis*, 7, 12. *Appeals*, 1—3. *Appearance*, 1. *Discount in Bar*, 3. *Magistrates*, 1, 2, 4. *Militia*, 12. *Public Goal*, 2. *Records*, 2, 6, 9. *Servants*, 6, 16. *Special Bail*, 1—7, 10. *Standard*, 2. *Suits at Law*, 3. *Thieving*, 6. *Witnesses*, 3, 5—7.

PUBLIC ARMS.

1. The Governor, or Commander in Chief, for the Time being, may, at any Time, order such Arms as he shall think proper, to be delivered out of the Public or County Magazine, to the Colonel of each County, and the Captain of each Independent Company; for which Arms such Colonel and Captain shall give their Receipts: Which Receipts shall be recorded in the Council Books, and such Record be allowed as Evidence against such Colonel or Captain, who shall be answerable to the Governor, &c. for the same, or the Value of so many as shall not be produced, on Demand of the Governor, or Person by him thereunto appointed, in as good Order as they ought to be. 1733, *ch.* 7, §. 3.

2. Such Condition and Value shall be determined by the Governor, or Person by him thereunto appointed; and the Value, so determined, shall be paid by such Colonel to the Governor, for the Purchase of Arms and Ammunition for the Use of the Regiment in that County. *Ibid.*

3. Such Colonel or Captain neglecting or refusing to pay such Value, the Governor, or Person by him appointed, may order the County Clerk to issue Execution for the same against Body and Goods of such Colonel, &c. which shall be served by the Sheriff, (or Coroner, if such Colonel, &c. be Sheriff at that Time) and the Money paid thereon, shall, by such Sheriff, &c. be paid once every Year to the Governor for the Uses aforesaid. *Ibid.*

4. And, if the Sheriff, &c. shall seize any Goods, &c. of such Colonel, &c. by virtue of such Execution, he shall cause them to be appraised by Two Sworn Appraisers, and afterwards sell them by Public Vendue; and shall pay the Value for which they were taken in Execution to the Governor, for the Uses aforesaid, and return the Remainder, if any, to the Owner of the Goods. *Ibid.*

5. To reimburse the Colonel for Arms spoiled, &c. by others, such Colonel shall deliver to every Officer, having a Troop or Company in the County, so many Arms as such Officer shall think necessary for his

PUBLIC ARMS.

Troop or Company, and take a Receipt for the same from such Officer; who shall be accountable to the Colonel for such Arms, (to the Value thereof, as rated by the Governor, or Person by him thereunto appointed,) in case they be not produced to such Colonel, when demanded, in such Order as they ought to be. Which Order shall be determined by the Governor, or some Person authorized by him; who shall certify such Value to the County Clerk, requiring him to issue Execution for the Use of the Colonel against the Body, Goods, &c. of the Officer who cannot produce such Arms as aforesaid. Which Execution shall issue, and be executed as aforesaid; and the Money paid to the Colonel for his own Use. *Ibid.* §. 4.

6. For the Indemnification of such Officers, having a Troop or Company in such Regiment, for the Loss or Damage of Arms by the Default of their Men, every Man enlisted in such Troop or Company, shall give a Receipt to such Officer for the Arms which shall be delivered to him, on Penalty of 200^{lb} Tobacco, for refusing to accept, or to give a Receipt for such Arms: And Execution shall be issued as aforesaid, on Certificate of such Officers, against the Person so refusing: And the Sum, so levied, shall be paid once in every Year to the Governor for the Uses aforesaid. And if such Person cannot produce such Arms in so good Order as they ought to be, when required by such Officer; then the Governor, or Person by him authorized, shall, on Application, value such Arms, so not produced, and certify the same to the Clerk of the County, requiring him to issue Execution for the same against Body, Goods, &c. of such Person: And the Value, levied thereon as before directed, shall be paid to such Officer for his own Use. *Ibid.* §. 5, 6.

7. The Captain of each Independent Company shall receive Arms from, and be accountable to the Governor, &c. in the same Manner as the Colonel of a County. And the respective Men shall be liable and accountable to such Captain in the same Manner as the Men in any Troop or Company in the County Regiment. And the Value shall, in like Manner, be set, proceeded for, and levied; but shall be paid by the Sheriff to the Captain for his own Use. *Ibid.* §. 8.

8. The Governor is impowered and desired to appoint some fit Person or Persons, in each County, to execute such Parts of this Act as are directed to be executed by any Person thereunto appointed by the Governor. *Ibid.* §. 10.

9. The Sheriff's or Coroner's Fee, for every Execution served by Virtue of this Act, shall be 30^{lb} Tobacco, besides Imprisonment Fees, or Fees on Sale of Effects. And the County Clerks shall have 6^{lb} Tobacco for every Execution by him issued. Which Fees shall be leviable on Execution. *Ibid.* §. 12.

10. All Public Arms shall be marked in such Manner as the Governor shall direct. And no Persons shall presume to sell or purchase such Arms so marked, or where the Mark appears to have been marked, or knowing the same to be Public Arms; on Penalty of 40^{s.} the Seller, and 40^{s.} the Buyer, to be recovered before a single Magistrate; on whose Warrant, directing the same, the County Clerk shall issue Execution, and the Penalty, so levied, shall be paid, Half to the Informer, and Half to the Governor, for the Uses aforesaid. *Ibid.* §. 14.

11. No Executor or Administrator of any such Colonel, &c. deceased, shall be chargeable with any Public Arms more than they have in their Possession, or have received Satisfaction for. Nor any succeeding Officer for more than he shall receive, or take Receipts for. But such succeeding Officers shall, on the Death of his Predecessor, immediately warn the Regiment, Company or Troop, to a Muster, and then take Receipts for such Arms as shall be found in good Order, and return Certificate of the Number thereof, together with the Condition of the Arms lost or spoiled, to the Governor, within Thirty Days of such Muster: Af-