

and for not so doing, the said Bond or Writing Obligatory shall be void and of no effect, and the Officer that took the same shall for ever be debarr'd of suing any Action for, the recovery of the Debt.

II. Whereas Officers are debarr'd from taking Bills upon any pretence whatsoever while they remain in Office, to the end they may receive no damage by the Act of Limitation of Actions, the time the said Officers remain in Office shall not be accounted in the Act of Limitation.

III. No Sheriff shall exact or take more than 20 *l.* of Tobacco *per* day of any Prisoner, tho he lyes for the satisfaction of several Judgments, under the penalty of the Act for settling Officers Fees. *Vid. Tit. Fees.*

## Evidence.

I. *An. 4. W. & M. 1692. p. 1.* All Debts of Record by Judgment, Recognizance, or Deed Enrolled, the Exemplification thereof under the County Seal where the said Judgment was given, or Recorded, shall be sufficient Evidence to prove the same.

II. All Debts by Bonds, Bills, Accounts or otherwise, that shall be sent hither to be put in suit against any person residing with this Province, shall be proved by the Oaths of Witnesses thereunto, by a Notary Publick of the County from which the said Bonds, &c. shall be sent, at which time, and before the Notary, the Creditors shall declare upon Oath likewise, that neither the said Debt nor any part thereof is satisfied, and that there is no Account between the said Creditor and Debtor, and that the Creditor hath not given the Debtor any release; all which is to be sent under the Hand and Seal of the said Notary. This, if the Creditor refuses or neglects to perform, the other matter certified by the Notary shall not be received as Evidence to prove the Debt.

III. If an Executor or Administrator sue such Bond, &c. he shall in like manner, before such Notary, or other Officer to that purpose appointed, set forth upon Oath whether he hath not heard the Creditor in his life time acknowledge the Debt to be satisfied, or whether upon viewing the Creditors Books or Writings, he hath not seen Credit given to the Debtor since the date of the said Bonds, &c. all which in like manner is to be certified by the Notary, and sent with the

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