

Testimony of the Witnesses. Which if the Executor, &c. refuse to do, the other matters certified shall not be received as Evidence.

IV. Though the Proofs and Evidence are sufficient for the Plaintiff to obtain Judgment, yet no Execution shall issue against the Defendant, till the Original be deliver'd up, or a Release.

V. Every Attorney who prosecutes such Suits shall give Security to pay the Defendant his Costs and Charges in case the Plaintiff be cast.

VI. No Bill, Bond, Judgment, Recognizance, Statute, or other Specialty, tho proved as aforesaid, shall be admitted in Evidence, where the Debtor and Creditor are both dead, and the Debt or thing in Action above 12 years standing.

F.

Fees.

I. *An. 6. W. & M. 1694. p. 28.* Masters of Ships or Trading Vessels shall at the time of entring such Ship or Vessel, pay to the Governour of this Province 3 *d.* per Tun (Ships *bona fide* built in, or belonging to this Province only excepted) or give Caution for payment thereof.

II. The Naval Officers of this Province shall have and receive the Fees in the Act mentioned, and no more. *For which see the Act at large.*

III. All Small Boats belonging to this Province, under 18 foot in the Keel, shall pass and repass without being obliged to take out Permits. And the Masters of Shallops or open Stoops shall pay to the Naval Officers for Permits the sum of 2 *s. 6 d.* yearly, and no more, and give Security to observe the Acts and Laws of Navigation.

IV. Collectors and Naval Officers shall make a fair Table of their Fees, and hang them up in their Offices, under the Penalty of 50 *l.* Sterling to the King.