

they be of years able to gett their livings or be putt out apprentices
 and that this pension be yearly paid and allowed out of the fifty
 thousand pounds of Tobacco $\text{\$}$ Annuum to be Raised by the Govern^r
 of this Province for the tyme being or the Councell as in this Act is here
 after to be provided in the Intervalls of assemblies, the party petition-
 ing for such pension and allowance procuring a certificate from
 the County Court where he she or they live that he she or they are objects
 of Charity and deserv to have such pension and Allowance, Provided
 that this Act nor any thing therein contayned shall not be repealed or
 be construed to repeal the perpotuall law of this Province Entitled
 An Act for such as shall adventure in the Countreys service

11. And be it further enacted by the Authority aforesaid that if upon
 any foreign Invasion any person or persons whatsoever (except
 before excepted) that shall be prest or be an enlisted souldier within
 this Province shall upon the Comand of his Officer being a Captain at
 the least obstinately refuse to appear and serve in Armes for the
 necessary defence of this Province such person or persons so obstinat-
 ly refusing to appear and serve in Armes as aforesaid shall upon
 certificate thereof under such officers hand as aforesaid to the next
 Justice of the Peace of the County where such party liveth be proceed-
 ed against in manner following (that is to say) the same Justice of
 the Peace to whom such certificate as aforesaid shall be made
 shall immediately issue out a warrant to the Constable of the
 Hundred where such party liveth to apprehend him and bring
 him before himselfe or some other Justice of the Peace of the
 same County there to render a sufficient excuse if any he hath
 for such his Refusall or non appearance as aforesaid And if
 the Justice of the Peace shall not find the excuse of such party
 in such case to be reasonable and sufficient then he shall
 immediately Comitt such person to the custody of the Sheriffe
 of such County there to remaine until he shall find surety
 to appear at the next Provinciaall Court to be hold for this