

108  
That all Plaint or Informations where in no Justice pro-  
cedure a wayer of Justice be allowed  
for the better determining what persons are and shall  
be deemed Capables and what not

Be it Enacted that all male persons  
residing in this province and all female persons  
of the age of fifteen years or above shall be accounted  
Capables Except Clergy men of the Church of England  
having Benefice within this province and likewise  
subpoor people as receive Alms from the County  
and also all such persons shall be adjudged by the  
county Court to be poor labour who are heretofore  
excepted any such Usage or custom to the contrary  
Notwithstanding

And be it further enacted  
by the Authority aforesaid and with the Advice and Consent  
of the Council that all Justices within this province shall  
obey and are lawfully obliged to execute all warrants  
and precepts to them directed touching Justice or  
Business within this province touching or concerning  
any Matter debt or Demand between party and  
party and such Justices shall and may have  
take fees and receive from the party complain-  
ing a fee of two Shillings and suppose current  
Money a hundred pounds of £ 100 for serving all the