

And be it further Enacted by the Au-
thority of the said King with the Advice and Consent of the
every person that shall be duly served with process to appear
at the provincial Court as a witness to testify in any matter
or thing there depending and shall not keep the day of ap-
pearance but make default shall be fined by the Justice
of the provincial Court one thousand pounds of Gold and
every person that shall be duly served with process to appear
many of the County Courts of this province as a witness
to testify in any matter or thing there depending and shall
not keep the day of appearance but make default
shall be fined by the Justice of the County Court where such
default shall happen the sum of five hundred pounds
of Gold to wit which fines shall be levied by the Justices
and Sheriffs for the support of the Government
of this province and the persons that shall be summoned
as witnesses and make default as aforesaid shall not only be
liable to the fines aforesaid but shall also be liable to answer
the party for whom he shall be summoned in an action
upon the case for the damages sustained for want of his
appearance to testify according to the custom and
shall be held to special bail on such action and shall
be liable to a conditional judgment in all cases that
shall be sustained by such party for want of such
evidence and shall also be liable on such default at
the request of the party for whom such evidence shall