

C H A P. VI.

An ACT for the Continuance of Proceſs in *Cæcil County March* Court, and to cure ſome Defects that may have happened in the Proceedings of the ſeveral County Courts of this Province: And for the explaining an Act of Aſſembly, entitled, * An Act appointing certain Days, on which the ſeveral and reſpective County Courts within this Province are to be held. *Lib. H.S. fol. 253.*

Paſſed 22^d May 1756.

* 1715, c. 14.

N. B. The firſt Five Sections of this Act (relating only to the Continuance of Proceſs in *Cæcil County*, notwithstanding the Diſcontinuance of the ſaid Court, occaſioned by the Severity of the Weather, ſo that a ſufficient Number of Juſtices could not meet on the 12th *March* to hold a Court according to Adjournment) are of no farther Uſe. The remaining Sections are as follow.

VI. **A**ND whereas by an Act of Aſſembly made at a Seſſion of Aſſembly, begun and held at *Annapolis*, on the Twenty-fixth Day of *April*, in the Year of our Lord Seventeen Hundred and Fifteen, entitled, *An Act for appointing certain Days on which the ſeveral and reſpective County Courts within this Province are to be held*, it is, amongſt other Things, Enacted, That any Two Juſtices of the ſeveral and reſpective County Courts, one to be of the Quorum, ſhould have full Power and Authority, when and as often as Need ſhould require, to Adjourn the ſaid County Courts, Proceſs, and Proceedings therein depending, to ſuch ſhort Time after as they ſhould ſee convenient: And whereas ſome Doubts have ariſen, Whether by Virtue of the ſaid Act, the Two Juſtices aforeſaid (one of the Quorum) have Power to Adjourn a County Court to the Court in Courſe; as alſo, Whether by Virtue of that Act, the Two Juſtices (one of the Quorum) have Power to call a County Court; and whether ſeveral County Courts may not, by one or both of the Means aforeſaid, have been diſcontinued, and the Proceſs and Proceedings therein ended and finiſhed, and ſuch as were then undetermined, may not have been thereby rendered null and void; To remove which ſeveral Doubts for the future;

Doubts on the Conſtruction of the Act of 1715, c. 14.

VII. **Be it Enacted**, by the Authority, Advice and Conſent aforeſaid, That it ſhall and may be lawful to and for any Two Juſtices of every County, one of them to be of the Quorum, in Caſe of Neceſſity, to prevent the Diſcontinuance of their reſpective County Courts, and for no other End or Purpose whatſoever, to Call ſuch County Court on the Day to which the ſame ſhall have been Adjourned, and alſo for the like Neceſſity, and for the ſame Reaſon, and no other, to Adjourn any County Court to any future Time not ſubſequent to the Day by the above mentioned Act appointed for the Meeting of the Court in Courſe. **Provided always**, That no Buſineſs or Proceedings whatſoever, relative to ſuch County Court, other than the Calling or Adjournment as aforeſaid, ſhall be had, done, or tranſacted, in or by any Court ſo as aforeſaid by Two Magiſtrates called, unleſs, after the Meeting at ſuch Court of ſuch Number of Magiſtrates, and ſo qualified, as ſhall be by the Commiſſions of the Peace for each County reſpectively directed.

Two County Juſtices, one being of the Quorum, may (in caſe of Neceſſity) call or adjourn the County Court, on the Day to which it hath been adjourned. But not tranſact any other Buſineſs.

VIII. **And be it further Enacted**, by the Authority aforeſaid, That all and every County Court, and all Proceſs and Proceedings whatſoever therein reſpectively had and tranſacted, which may, at any Time heretofore have been Diſcontinued, by either a Miſcalling or Miſadjourning, or a defective Calling or Adjourning, as aforeſaid; and which have, notwithstanding ſuch a Diſcontinuance, proceeded to the tranſaction of Buſineſs, and hearing and determining of Suits, Indictments, or other Proſecutions or Proceſs whatſoever, that in all ſuch Caſes the Judgments and other Deciſions, Buſineſs, Proſecutions, Proceſs, and other Proceedings, done and tranſacted by ſuch Courts reſpectively, ſhall be, and they are hereby declared to ſtand and be, to all Intents, Conſtructions, and Purpoſes, as good, valid, and effectual, as if

All former Proceedings of County Courts made valid, notwithstanding Diſcontinuance by Miſcalling, &c. under the former Act.