

SINGLE MAGISTRATE.

4. Any Provincial or County Magistrate, on Application or Suspicion, may examine any of the Ship's Crew touching their Knowledge of Convicts; and such Examination or Deposition shall be good in Law as if given in Court *viva voce*. 1728, *ch. 23*, §. 11.
5. For the Duty of Single Magistrates with respect to the View of Orphans Lands, &c. see *Guardians*, 16, 17.
6. Servants or Slaves, harbouring or entertaining other Servants or Slaves (unlawfully absent) for one Hour or more, are punishable, on Complaint to any Single Magistrate, by Whipping, not exceeding Thirty-nine Stripes. 1748, *ch. 19*, §. 4.
7. Fines on Persons for not appearing, or on Owners of Servants for not sending their Servants on the Highways, when duly warned, shall be prosecuted before a single County Magistrate. See *Highways*, 9.
8. Any Justice of the Provincial or County Court, may hear and determine all private and personal Controversies between the *English* and *Indians*, not exceeding the Value of 20*s.* Sterling. 1717, *ch. 14*.
9. Inspectors shall annually take the Oath of Office prescribed in this Section, before any County Justice; which Oath shall be certified by such Justice to the Vestry of the Parish, and entered upon the Parish Register Book. 1763, *ch. 18*, §. 9.
10. Single Magistrates shall observe the Demeanour of Persons before them, in the Execution of their Office, and in Case of indecent Behaviour, may inform the Court, who are empowered to punish the Offenders. See *Magistrates*, 2.
11. The Deed of Freedom to any Slave shall be acknowledged before one County Magistrate. See *Manumission of Slaves*, 4.
12. The Fine of 20*s.* Current Money per Hour, upon any Master of a Ship suffering Servants, &c. to frequent their Ships, &c. or concealing them on board, may be recovered, with Costs, in a summary Way before a Single Magistrate. See *Masters of Ships*, 5.
13. A Single Magistrate may Try any Slave charged with Pilfering or Stealing, and on Proof thereof may award Punishment by Whipping, according to the Nature of the Crime, not exceeding Forty Lashes. 1717, *ch. 13*, §. 6.
14. Any Negro or other Slave convicted before a Single Magistrate of striking any White Person, such Magistrate may cause one of the offending Slave's Ears to be cropped. 1723, *ch. 15*, §. 4.
15. Resisting Slaves being killed shall be immediately valued by two reputable Persons, not of Kin to the Owner, to be appointed and sworn (well and truly to value what such Slave was worth to the best of their Knowledge without Favour or Partiality) by the then nearest Magistrate; and the whole Value certified by them to such Magistrate shall be paid to the Owner, or his Order, by the Treasurer of the respective Shore on which such Death happened, out of the Public Stock, on Certificate of such Death and Value by such Magistrate. 1751, *ch. 14*, §. 9.
16. The Deed of Gift of any Slave, whereof the Donor shall retain the Use and Possession, shall be under Hand and Seal, and acknowledged before a Provincial Justice, or one Justice of the County wherein the Donee resides, &c. See *Negroes*, 50.
17. On the Death, Removal, Sickness, &c. of any Preb-Master, the next Justice of the Peace shall appoint another in his Place. 1715, *ch. 43*, §. 11.
18. Single Magistrates are empowered to administer the Oaths to the Government, &c. See *Protestant Interest*, 1, 4, 5, 6.
19. Deeds of Sale, &c. where the Goods or Chattels remain in Possession of the Vendor, Mortgagor or Donor, shall be acknowledged before one Provincial, or one Magistrate of the County, &c. See *Secret Sales*, 1.
20. Where a Master thinks his Servant deserving of more Correction than Ten Lashes, he may apply to a

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- Magistrate, who may order the same, not exceeding Thirty-nine Lashes. 1715, *ch. 44*, §. 22.
21. For the Power, Duty and Jurisdiction of a single County Magistrate in the Case of Small Debts; see *Small Debts*, per Tot.
22. One County Justice may take Special Bail on Actions brought in the County Court. See *Special Bail*, 8.
23. *Superfedeas* of Judgment obtained before a Single Magistrate in Case of Small Debts, may be taken by the same or any other Justice, &c. See *Small Debts*, 4.
24. Single Magistrates shall take Account of the Marks, &c. of Stray Horses brought before them, &c. See *Stray Horses*, 1.
25. For the Duty and Power of Single Magistrates with Regard to Running Tobacco; see *Tobacco Run*, 8.
26. For their Duty, &c. with respect to Trashy Tobacco; see *Tobacco Trashy*, 1, 3.
- For other Matters, see *Bears*, 1, 2. *Boats*, 3, 4. *Constables*, 2. *Country Bottoms*, 5, 6. *County Clerks*, 4. *Curfing*, &c. per Tot. *Deer*, 1, 2. *Harbourers of Servants and Slaves*, 4. *Inclures*, 1. *Indians*, 12. *Inspectors*, 7, 17, 22, 35, 36, 46. *Inspectors Notes*, 12. *Levies*, 27. *Militia*, 12. *Public Arms*, 10. *Quakers*, 3. *Red Foxes*, 1. *Runaways*, 2, 5, 7. *Squirrels*, per Tot. *Tobacco Inspected*, 5. *Vestry*, 5, 15. *Warehouses*, 6. *Wolves*, per Tot.
- SIX NATIONS. See *Indians*, 13.
- SKINS. See *Hides*.
- SKIPPERS. See *Inspectors*, 48. *Tobacco Inspected*, 5, 6, 7, 9.
- SLAVES. See *Negroes*. *Manumission of Slaves*.
- SLAVES PAST LABOUR. See *Taxables*, 2.
- SLOOPS. See *Boats*.

SMALL DEBTS.

1. Where the real Debt or Damage doth not exceed 600*lb* Tobacco, or 50 Shillings Currency, any One Justice of the County wherein the Debtor resides, may Try, &c. the Matter in Controversy, and (upon full hearing of the Allegations and Evidence of both Parties) give Judgment thereon according to the Equity and Right of the Matter; and, if need be, charge the Constable with the Body of the Debtor in Execution, to be delivered to the Sheriff, with a Mittimus from such Justice signifying the Debt and Cost, &c. Or the same, or any other Justice of the County may, within Twelve Months after Rendition of such Judgment, award Execution thereon, by Warrant or Mittimus, directed to the Sheriff, in the Nature of a *Capias ad Satisfaciendum*, *Fieri facias*, &c. And in case of *Non est* returned upon any such Justices Warrant, the Creditor may proceed for obtaining an Attachment in the County Court (according to the Act of 1715, *ch. 40*.) for any Sum exceeding 100*lb* Tobacco, or 10*s.* Currency. 1763, *ch. 21*, §. 2.
2. The Defendant being brought in on Warrant, and wanting Witnesses or Preparation, may be allowed a farther Time, not exceeding Ten Days, to appear and answer to the Warrant; giving Security, if awarded by the Justice, by Way of Recognizance in the Nature of Bail for his Appearance at the appointed Time and Place, &c. Or, in Default of such Security, the Justice may commit such Defendant to the Sheriff's Custody till Bail be given. And the Defendant not appearing accordingly, Judgment may be rendered against him on such Default, or on an *ex Parte* Hearing, if the Justice sees no Cause to the Contrary. And if the principal Debtor shall not discharge the Judgment, or render himself on Execution, returnable at the end of Thirty Days from the issuing thereof, a Warrant may be issued, and Recovery and Execution had against the Bail; saving to such Bail the same Defence that Special Bail in Courts of Law are entitled to on Return of *fiere facias*, and Liberty