

in Evidence; and if upon such Action, Verdict be given for the Defendant or the Plaintiff become non Suit or discontinue his Action, then the Defendant shall have treble Costs. And give special matter in evidence and recover treble Damages

*Provided always, and it is hereby Enacted,* That no Person shall be Prosecuted or Troubled for any the Offences of *Cursing or Swearing,* Offenders to be prosecuted in ten Days. as aforesaid, unless the same be proved or Prosecuted within Ten Days next after such Offence committed.

And whereas the loathsome and Odious Sin of *Drunkenness* is of too common Use within this Province, being the Root and Foundation of many other Enormous Sins, to the great dis-honour of God and the Country, the Impoverishing of many Good Subjects, and Abusively Wasting the Good Creatures of God, *Be it Enacted,* That all and every Person or Persons, who after three Months next following the end of this Present Sessions of Assembly shall be Drunk, and of the same Offence of *Drunkenness* shall be convict, shall forfeit and pay the Sum of *Five Shillings* currant Money for every such Offence, or on neglecting to make immediate Payment thereof by Money or Goods to the Value, shall be set in the Stocks, there to remain for the space of two Hours, in lieu thereof; and that the several Magistrates, and others aforementioned, to put this Act in Execution against such as shall be accused or convict of *Prophane Cursing or Swearing,* shall proceed in the same manner against such as shall be accused or convicted of *Drunkenness,* as they are herein before directed to proceed against those that shall be accused or convicted of *Prophane Cursing and Swearing,* and shall in all things, relating to the Punishment of *Drunkenness,* have the same Powers, Authorities and Advantages, as are to them herein before given against *Prophane Cursers and Swearers,* and shall be liable to the same Forfeitures, and to the same manner of Conviction, in Case of *Drunkenness* in themselves, or Ommitting to punish it in others, as herein before directed in *Case of Cursing and Swearing.* All which Forfeitures or Penalties relating to *Drunkenness* shall be collected levyed or inflicted after the same manner, and applyed to the same Uses as before directed in the Case of *Prophane Cursing and Swearing.* The great use of Drunkenness prohibited by Fine

*And be it further Enacted,* That this Act shall be publickly Read four Times in the Year in all Parish Churches, and all Publick Chappels by the Rector, Vicar, Curate or Reader of the respective Parishes or Chappels immediately after Morning Prayer, on four several Sundays, that is to say, on some one Sunday in *June,* in *September,* in *December* and in *March,* under the Pain of *One Thousand Pounds of Tobacco* for every such Neglect or Ommission, the one-half to his Majesty, his Heirs and Successors, towards defraying the charge of such Parish, where such Ommission shall be made, the other to the Informer, or him or them that shall sue for the same, to be recovered in the County Court where the same shall rise, by Action of Debt, Bill, Plaint or Information, wherein no Effoyn, Protection or Wager of Law shall be allowed. Or Stocks. Magistrates have like power to punish this as Cursing and Swearing

*And be it further Enacted,* That the several Officers, or others, in this Act mentioned, who shall receive any the Fines or Forfeitures aforesaid, shall Yearly Account for and pay the same to the respective Vestry and County Courts, at the Time of their laying the County Levy, to his Majesty, his Heirs and Successors, for the uses aforesaid, on Pain of forfeiting double the Sum so by such Officer or Person received, and not accounted for and paid, as aforesaid, to be levyed as the Justice of such County Court shall direct. This Act to be read in Churches 4 times per Annum. On pain of 1000l. Tobacco. How the Fines are to be accounted for and paid.