

pearance at the Day, but make Default, shall be fined by the Justices of the County-Courts, *Five Hundred Pounds of Tobacco*, to his Majesty his Heirs and Successors, both the said Fines to be to his Majesty, his Heirs and Successors, for the Support of Government of the this Province.

Persons exempt from Jurys.

*Provided Nevertheless*, That all *Magistrates, Delegates, Coroners, School-Masters, Over-seers of High-ways and Constables*, during their Continuance in their respective Stations or Business, shall be Exempt from any attendance as *Jurors*.

Witnesses making default,

To be fined.

*And be it further Enacted by the Authority aforesaid, by and with the Advice and Consent aforesaid*, That 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 his Day of Appearance, but make Default, shall be fined by the Justices of the Provincial Court *One Thousand Pounds of Tobacco*. And every Person that shall be duly served with Process to appear in any of the County Courts of this Province, as a Witness, to Testify in any Matter or Thing there depending, and shall not keep his Day of Appearance, but shall make default, shall be fined by the Justices of the County Court where such Default shall happen, the Sum of *Five Hundred Pounds of Tobacco*; both which Fines shall be to his Majesty, his Heirs and Successors, for the Support of the Government of this Province. And the Persons that shall be Summoned as Evidences, 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 such Summons, and shall be held to special Bail on such Action, and shall be liable to a Conviction thereon for all Damages 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 have been Summoned, to have his, her or their Body or Bodies attached by Process out of the Court to which they were Summoned, which such Court is hereby Authorized and required to award accordingly, by Virtue of which Process the Sheriff shall be obliged to have the Body of such Evidence at Court where such Writ shall be returned to, and shall oblige their Attendance at the said Court. And in Case any Witness Summoned or Attached, who being present, shall refuse or delay to give his Evidence, such Witness shall be committed to Goal there to remain till he shall willingly do the same.

And satisfy the Party Summoning his Damages.

And may be attached.

and after appearance on refusal to give Evidence may be committed.

Grand Jurors allowance in the Provincial Court.

*And for the ascertaining the Expences of Jurors and Evidences, Be it Enacted*, That it shall and may be lawful for his Majesty's Justices of the Provincial Court of this Province, to allow unto the Grand Jurors that shall Serve in the Provincial Court, towards the defraying the expences of the said Jurors, for every Court they shall attend, any Quantity of Tobacco not exceeding *Three Thousand Pounds of Tobacco*, at the discretion of such Justices to be paid out of the publick Levy of this Province.

In the County Courts.

*And be it also further Enacted*, That it shall and may be lawful for the Justices of the severall and respective County Courts of this Province, to allow unto the Grand Jurors that shall serve in the severall and respective County Courts, any Sum of Tobacco at the discretion of the said Justices, not exceeding *Five Hundred Pounds* for each Court they shall Serve, to be paid out of the severall and respective County Levies.

*And be it further Enacted*, That it shall and may be lawful for the Justices of the Provincial Court to allow unto every petty Juror Summoned