

And be it further Enacted, by the Authority, Advice and Consent aforesaid, That from and after the End of this present Session of Assembly, if any Drawer or Endorser of any Bill of Exchange, shall be sued or prosecuted in any Court of this Province, for any Sum of Money, due upon any protested Bill of Exchange, the Attorneys prosecuting or defending any Action thereupon, shall not exact, demand, receive or take any more than one lawful Fee, for prosecuting or defending any Action upon one protested Bill, notwithstanding there be two or more Endorsers, and the said Drawer sued and prosecuted; and that it shall and may be lawful for the Plaintiff in any Action to be brought on any protested Bill, to put into any one Writ two or more Defendants, residing in one County, if Occasion shall require, and shall not pay the same any other Fee than for one Writ; and shall and may, at his Election, declare against such Defendants in one or more Declarations, as he shall think fit; any Law, Statute, Usage or Custom to the contrary notwithstanding.

That several Endorsers sued on One Protested Bill only One Attorney's Fee is to be paid.

Two or more Defendants may be sued in One Writ.

And be it further Enacted, by the Authority, Advice and Consent aforesaid, That it shall and may be lawful to and for the Defendant, in any Writ issued or to be issued out of the Provincial Court, after Arrest and Bail given to the Sheriff for his Appearance, and before the Return of such Writ, to go before the President or any two Justices of the County-court where such Defendant shall be arrested, with two sufficient Free-holders, such as the Justice or Justices before whom such Defendant shall go, shall approve of, and then and there give special Bail to any Action, by Virtue of such Writ, which Bail so taken, shall be delivered to the Sheriff of such County where the same is taken; to be by him returned with such Writ to the Provincial court; and the said Bail so taken and returned to the Provincial-court with such Writ, shall be as sufficient as if taken before the President of the County-court, after the Return of the Writ, and Appearance entered according to the Directions of the Act of Assembly, for taking Special Bail in the County; nor shall such Defendant be obliged to appear in Person, by his Attorney, if he sees fit; any thing in the said Act, or any Law, Statute, Use or Custom to the contrary notwithstanding.

Special Bail, how to be taken without Appearance at the Provincial Court in Person.

Provided always, That this Act, or any thing therein contained, shall not extend to the Benefit or Advantage of any Persons that shall abscond or fly from Justice in the County where they live; but that such Persons may be arrested in any County where ever they are to be found. This Act to endure, from and after this Sessions of Assembly, for and during the End of Three Years, and to the End of the next Session of Assembly after the Three Years.

This Act not to extend to Persons absconding or flying.

*Made 3 October 1728 & a reviewing Act made 10 August 1731*