

Attorneys  
in the County  
courts, for  
such Offence  
to be fined  
2500 l. Tob.

demeanour, without a Presentment be first found by the Grand-Jury against the said Person or Persons, or Especial Order of the Governour in Council, or County-Court, appearing upon Record to justify the same, the said Clerk of Indictments, or other Attorney so offending, shall forfeit and pay for such his Offence the Sum of Two Thousand and Five Hundred Pounds of Tobacco, the One Half to his Majesty, his Heirs and Successors, towards the Support of Government in this Province, the other Half to the Party grieved, or to him or them that shall inform or sue for the same; to be recovered in the respective County-Courts of this Province where such Offence was committed, by Action of Debt, Bill, Plaint or Information, wherein no Esloyn, Protection or Wager of Law to be allowed.

From which  
judgments of  
Fines, no Ap-  
peal or Writ  
of Error to  
be allowed.

Clerks of  
Courts issuing  
such Process  
without Or-  
ders, subject  
to the same  
Penalty.

No Fees to  
Attorney-Ge-  
neral on Na-  
vigation Bond  
where Certi-  
ficate appears  
lodged; nor  
on Bond for  
Country Dues  
where not  
forfeited.

But if the  
said Attorney  
prosecute  
without rea-  
sonable Cause,  
shall pay all  
Costs.

How Writs  
in his Maje-  
sty's Name to  
be endors'd.

The Penalty.

Neither shall the Party so offending, have any Appeal or Writ of Error, but the Judgment of the County-Court shall be definitive therein; and if the Clerk of the Provincial-court of this Province, or any of the Clerks of the County-courts of this Province, shall issue out Process in criminal Causes, without an Order for the same, under the Hand of an Attorney practising in the said Court or Courts to justify the same, the said Clerk or Clerks so offending, shall be liable to the same Forfeitures and Penalties of Attorneys so offending; and the said Forfeitures to be recovered as aforesaid, and go to the Uses aforesaid.

And be it further Enacted, by the Authority aforesaid, That the Attorney-General of this Province shall not recover nor receive any Fee for any Navigation-Bond put in Suit, either where the Certificate was (before the Suit of the said Bonds) lodged in the Secretary's Office of this Province, or where it can be proved that he knew that there was such Certificate returned; neither shall the said Attorney-General receive or have any Fee for any Bond for Country Dues, where the said Bond appears not to be forfeited. And if the said Attorney-General, after the End of this Sessions of Assembly shall sue any Bond taken contrary to Act of Parliament, or any Bond taken for Country Dues, and no Bills of Exchange appearing protested, nor no other Failure to forfeit the said Bond, or where the said Certificate is returned into the Secretary's Office, appointed for keeping the same, any of which Cases appearing to the Provincial Court, the said Attorney-General shall not only loose his Fees, but pay the Secretary's Fees, and what other Charges the Party has been at in defending the same, to be adjudged by the Provincial Court.

And whereas several Persons have been sued in his Majesty's Name, for a certain Sum, without ever mentioning for what the said Bond was taken; so that the Persons do not know what Courses to take, or who to apply themselves to,

Be it Enacted, by the Authority aforesaid, by and with the Advice and Consent aforesaid, That when any Writ is issued forth upon a Navigation Bond, taken in his Majesty's Name, it shall be endorsed on the Back-side as follows, *For whom the Person was bound, and in what Year.* If a Sheriff's Bond, *At whose Request and Prayer it was sued;* or Bond taken in any of his Majesty's Offices in this Province, it shall be endorsed, *At whose Request it was sued:* And for Want of such Endorsement, the Writ shall abate, and the Party grieved shall recover his Costs against the Attorney that sued forth the said Writ.

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