

(24)

present govt. Assembly doo humbly pray that it may be  
Enacted, and Be it Enacted by the R<sup>t</sup>. h<sup>o</sup>. & y<sup>g</sup> Lord  
Prop<sup>er</sup>, by and with y<sup>g</sup> advice and consent of the upper and  
Lower houses of this present govt. Assembly, and y<sup>g</sup> authority  
of y<sup>g</sup> same, That from and after y<sup>g</sup> Publication hereof, no action  
for a Book debt, or upon a plain Bill, for or under the  
sum<sup>o</sup> of 1500<sup>lib.</sup> of Tobac<sup>r</sup> and Cask<sup>e</sup>, shall be commenced or  
prosecuted ag<sup>t</sup> any Inhabitant of this Province, in the  
Prob<sup>ate</sup> Courts, except only upon appeals from y<sup>g</sup> County  
Courts of this Province; and Attorneys of y<sup>g</sup> Prob<sup>ate</sup> and  
County Courts, for their fees only, who shall have liberty  
to sue for y<sup>g</sup> same in y<sup>g</sup> Court where they are attorneys, &  
that no attorney of y<sup>g</sup> Prob<sup>ate</sup> Court shall be allowed any  
priviledge to debar him from being sued in y<sup>g</sup> County Court  
where he lives, and  
by the authority, & by & w<sup>th</sup> the advice & consent aforesd.

**Be it further Enacted**, That if any person Plaintiff  
shall commence, or prosecute any suit or plaint in the  
Prob<sup>ate</sup> Court of this Province for, or under y<sup>g</sup> sum<sup>o</sup> of  
1500<sup>lib.</sup> of Tobac<sup>r</sup> & Cask<sup>e</sup> in manner & form as aforesaid,  
shall suffer a Nonsuit, & pay to y<sup>g</sup> defendant such Costs  
as are usually granted by y<sup>g</sup> Prob<sup>ate</sup> Courts of this Province.

And Be it further Enacted by the authority  
aforesd That an afform<sup>t</sup> sworn to by the Plaintiff, or a Bill  
Prob<sup>ed</sup> by his Evidence before any one Justice of y<sup>g</sup> Prob<sup>ate</sup>  
Court, or any two Justices of any County Court within  
this Province, shall be sufficient evidence to prove y<sup>g</sup> said  
debts in any Court within this Province. Provided  
always that y<sup>g</sup> party who shall swear, or give evidence  
as aforesd, before one Justice of y<sup>g</sup> Prob<sup>ate</sup> Court, or two  
Justices of any County Court to prove any debts as  
aforesd, shall at y<sup>g</sup> same time declare upon his oath,

whether