

Judgement given, or to be given in any Court of Record in this Province, upon any action whatsoever; unless such person, or persons, (in whose name or names such writ or Appeals shall be brought and obtained; with sufficient surety or sureties such as the Court (where such Judgment shall be given) shall allow of,) shall (before & such stay made by a writ of Error, or Appeals, as aforesaid, or Superseas awarded) be Bound unto y<sup>e</sup> party for whom any such judgment is, or shall be given, by Recognizance; (to be acknowledged in the same Court,) in double y<sup>e</sup> sume adjudged to be recovered by y<sup>e</sup> former judgment; to prosecute the said writ of Error, or Appeals, with effect: and also satisfy & pay (if y<sup>e</sup> former judgment be affirmed) all & singular the debts, damages & costs adjudged, or to be adjudged upon y<sup>e</sup> former judgment: and all costs and damages also to be awarded for y<sup>e</sup> same delaying of Execution; unless the party, so staying the said Judgment & Execution, do pay the same, or render his body to prison.

And whereas the manner of Appoell at the romen Law, is unusuall, and not according to y<sup>e</sup> constitutions of the Lawes and practice in England, and yet are found to be necessary and convenient for the good of this Province, and have, by y<sup>e</sup> Justices of the Prob<sup>all</sup> Court of this Province, been admitted and allowed to be in y<sup>e</sup> nature of an habeas corpus, to remove a Cause from an inferior Court to a superior. Be it Enacted by the authority aforesaid, that any Person Petito, or Defond<sup>t</sup> may Appoell from y<sup>e</sup> Judgment of y<sup>e</sup> County Court, to y<sup>e</sup> Prob<sup>all</sup> Court, giving security as aforesaid; and y<sup>e</sup> Appoell shall be admitted, by the Justices of y<sup>e</sup> Prob<sup>all</sup> Court as in y<sup>e</sup> nature of an Habeas Corpus, to remove y<sup>e</sup> Cause as aforesaid.