

forth of any of her Majesty's Courts within this province against
any person or persons absent out of this province in such case
upon the Return of a Warrant under the Great Seal of the Province
Writ or Summons and the party plaintiff is having with the
Attorney of the absent Defendant (if he hath left an Attorney)
a Copy of his Declaration or Petition or other writing the Cause of
Action or ground of the same with the plaintiff's having
Copy of the said Declaration or Petition or other writing the Cause
of Action at the Copy where the said Defendant absent doth
reside or dwell and making such proof of the action as the said
respective Courts shall think fit. It shall and may be lawful for
the Justices of the said Courts to award an Attachment against the
Goods Chattels and Credits of the said absent Defendant so as aforesaid
said prosecuted and not appearing to the said Action which are
or shall be in the hands and possession of any person or persons
whatsoever (yea) even in the plaintiff's own hands for the Defen-
dant's use in this province. In which said Attachments there
shall be a Clause commanding the Sheriff of the respective County at
the time of the executing the said Attachment to make Return to each
person or persons in whose hands and possession the said Goods Chattels &
Credits so as aforesaid in their hands attached and should not be
condemned and Execution thereof had and made as in other Cases of
Recovery and Judgments given in Courts of Record at which said day
of Return of the said Attachment if the said Defendant shall not have
appeared the Garnishee in whose hands the said Goods Chattels and
Credits of the Defendant were attached to the contrary
the respective Courts shall and may condemn the said Goods Chattels
and Credits so as aforesaid attached and award Execution thereof to be
had and made by capias ad satisfaciendum fieri facias or otherwise
as in other Judgments. The said plaintiff so proceeding as aforesaid
giving good and sufficient Security before the Justice of one of the
said Courts to and for the use of the said Defendant so as aforesaid being
not found within this province to make restitution of the said Goods

Christ Church