

98 And be it further enacted that if any Debtor or Debtors be
sued by any Creditor or Creditors for any sum or sums of Money
or Tobacco due upon the Debtor's Assumption, or due by Bill or
Bond under the hand and seals of the Debtor and the Debtors concerning
the Assumption and acknowledge this Act or Debt by Bill or Bond
further that he hath an Account of his own against the Debtor
that hath arisen due to the Debtor since the paying such Bill or
Bond or after such Assumption as aforesaid which
may be discovered it shall and may be lawful for the Justice
before whom such matter shall be depending upon good proof
made of such Account to cause the same altho' of a less
inferiour Nature to be discounts'd in Court and quod. judgment
thereupon against the Defendant for so much only as shall be
remaining to the Plaintiff with Costs of suite provided the
Balance exceed two hundred pounds of Tobacco or five or
Shillings and eight pence in the County Courts and sixteen hun-
dred pounds of Tobacco or five pounds five shillings and six pence in the pro-
vincial Courts otherwise the Plaintiff shall be non-suited as by
other Laws are provided.

And for the further Declaration what shall be taken &
allowed for Evidence to prove such Bills or Bonds.

Be it enacted that the oath of one or more of these persons
that be subscribed as Witnesses to such Bill or Bond made before any Justice of
the provincial Court or two Justices of any County Court of this province in
their respective Counties shall be evidence to prove the Debts in the pro-
vincial or any County Courts of this province if sworn in Court provided
whereby that if the Defendant will traverse such proof and put
it on the Country for proof it shall be allowed him to do.

And be it likewise Enacted by the Authority aforesaid
that an Account of goods sold work done money lent and such other
Articles as they properly in Account and sworn to by the Plaintiff
in any Account brought on by the Defendant in his Defense in discount of
all or part of the Plaintiff's Claim be for such Justice or Justices as aforesaid