

In Acte Enjoyning SherIFFes to
take Bayles

10^o

Whereas it hath been observed that some SherIFFes
for want of taking sufficient Bayle of certain persons
arrested those persons soe arrested & not putting in
Bayle either neglect to make their appearance in
Court at the day as they ought or else doe before the day
convey themselves out of the Province whereby the
Action commenced cannot be brought to hearing
with to the loss of the Creditor, &e^t
Therefore enacted by the Lords Proprietary with the
Assent of the Upper & lower house of this Governour
Assembly that all SherIFFes shall take sufficient
Bayle of all persons arrested to appear at the day
at the day of the Return of y^e writ when the day
shall be called & then & there abide y^e Judgm^t. And if
the SherIFF shall neglect to take sufficient Bayle
of the party arrested or otherwise consent to be the
Cause of his Escape then the SherIFF shall be liable
to pay & satisfy such Judgm^t of Courts hundred
And shall also pay in case the Content of the Escape
be proved one thousand pounds of Tobacco or halfe
thereof to the Lords Proprietary & his heirs & the
other halfe thereof to the party grieved for his being
& detained in Detour of his Debt, if Bayle be taken &
the party appears not to answer the Suit then
the Judgm^t shall be awarded ag^t the Bayle, always &
provided that the SherIFF or Bayle may (if either
of them soe will) have an attaint ag^t the Estate
of the party arrested and not appearing, whereby
to bring him to buy all any Lawes or Customs of this
Province to the contrary hereof notwithstanding
And furthermore the SherIFF or Bayle shall the