

23

Proof of any such debt or Arrears as aforesaid — And it
is further Enacted by & with the advice & consent aforesaid
That if any Defend^t upon the Tryall can prove either by such
Certificate as aforesaid or other sufficient proof that there is any
Summe of Tobacco paid to the p^t or his Order in part of the debt
or Arrears sued for or due from the p^t the County Court before
whom such Tryall is had may cause the same to be disallowed in
Court & give Judgem^t thereupon against the Defend^t for so
much only as shall be remaining due to the p^t with Costs of
Suits This Act to continue for three yeares or to the end of the
next Gen^l Assembly —

An Act for the Constables taking the Lists of the Taxables
Whereas through the idleness & carelessness of some Constables in
this Province, many false Lists of the Taxable persons in this
Province are returned, and for that severall Constables do commonly
proceed to take the severall Lists of Taxables upon hearsay, without
going to the severall & respective houses in their hundred to Enquire
of the Masters of the respective Families after the number of
Taxables in each Family, by which neglect the Inhabitants of this
Province are often times very much abused & wronged Be it therefore
Enacted by the Right Hon^{ble} the Lord Propriety & with the advice &
consent of the upper & lower houses of this Gen^l Assembly, —
That from & after the Publication hereof every Constable within this
Province shall betwixt the twentieth day of June & the last day of
July repair in person to every respective house or habitation within
his Hundred, & there Enquire of the Master Dame or other chiefe
person in the Family what number of Taxable persons they & every
of them have within their respective Families, & after such Enquiry
made, a true & faire List shall returne of all & every Taxable
persons within his hundred as aforesaid under his hand into the
Sheriffe of the County, & another faire List thereof under his hand
such Constable shall present at the next County Court there to be seen
up And in case any Master dame or other chiefe person of a Family
shall refuse or deny to give an account of the Taxable persons of
their Families, or upon their account shall conceal any Taxable
person or persons in his or their Families, & not give a true account
of them to the Constable when required, shall for every such offence
& for every person Taxable soe by him concealed, forfeit & pay
the Levy or Levies of such person or persons soe by him or them
concealed And every Constable neglecting his Office herein shall
forfeit & pay the Summe of five hundred pounds of Tobacco for every