

they are objects of Charity and deserve to have such persons and

And be it further Enacted by the authority

of that our said Majesty for any foreign Invasion any person or persons whatsoever
(except such as are exempted) that shall be great or be an Enlisted Soldier
within this province shall upon the Command of his Officer being
a Captain or the least obstinately refuse to appear and serve in arms
for the necessary defence of this province such person or persons
to be summarily refusing to appear and serve in arms as aforesaid

upon such warrant under such officers hand as aforesaid to lie next
justice of the peace of the County where such party lieth
to be proceeded against in manner following (that is to say) the

Justice of the peace to whom such Certificate as aforesaid
be made shall immediately issue out Warrant to the Constable
of the hundred where such party dwelleth to apprehend him and

bring him before himself or some other Justice of the peace of
the same County there to render a sufficient Cause if he will for
such his refusal or non appearance as aforesaid and if the Justice of
peace shall not find the Cause of such party in such Case to
be reasonable and sufficient then he shall summarily commit

such person to the custody of the Sheriff of such County there to
remain until he shall find surety to appear at the next Court
to be held for this province there to be proceeded against
according to the due Course of Law, and if thereunto he shall
be contrary of such obstinate refusal or disobedience as aforesaid

he shall be fined and imprisoned according to the Discretion
of the Justice of the peace Court - And for the preventing
of the great Charge of Annuall Assemblies who may meet
for no other Reason but to Levy the publick Levy in time
of Peace - Be it Enacted by the authority of

that the Governor and Council during the Intervals
of Assemblies for the defraying and payment of the publick
Charges of this province be and are hereby imposed to
upon the same equality to be levied upon all the Inhabitants
of this province for the defraying the said publick Charges -

in time of Peace as aforesaid being in this act to the contrary
notwithstanding - Provided always and it is his highness will
and meaning of this act the said Levy for the said Charges