

566 Subshord: and Deputy clerks to be read as attorneys in the respective Courts
to which they belong and for Amerciaments in the Prov. & County Courts &c

Be it Enacted by the Right Honble the Lord Proprietor by and
with the Advice and Consent of his Lordship's Governour and the
Upper and Lower Houses of Assembly of this Province and the
Authority of the Same That Every plaintiff not being an Executor
Administrator or Minor that shall be cast in any Cause in the Provincial
Court or Discontinue his Suit shall be Amerced fifty pounds of Tob:
and Every Defendant in the same Court not being an Executor
Administrator or Minor that shall be cast if he Judgably shall be
amerced fifty pounds of Tob: to be applied as the Gov^r & Council shall
Direct and that Every p^{ty} in the County Court not being an Ex^r
or Minor that shall be cast in any Cause or shall Discontinue there
shall be amerced thirty p^{ts} of Tob: and that Every Def^t not being an Ex^r
Adm^r or Minor that shall be cast if he Judgably shall be Amerced
thirty pounds of Tob: to be applied to the Defraying the County Charges
all which Amerciamts to be Levied by the Sherif by the way of Ex^{co}
in the same Manner as the publick and County p^{ty} Levies are
Provided that no Def^t shall be liable to any Amerciamnt w^{ch} from
Judgment shall be rendered the first Court. And be it further Enacted
that one Clause of an Act Entituled for the better Addition of Justice
in the high Court of Appeals Chancery Prov^r County Courts of this Province
for the more speedy Recovery of Debts Easy of obtaining of Executions ag^t
persons absenting from the County where the Judgments were recovered ag^t them
for preventing Count: Sherif Sub Sherif: and Deputy Clerks to be read as attorneys
in the respective Courts to which they belong and for Amerciamts in the Prov^r County
Courts, that relates to Amerciamts the Application of them shall be and is
heroby repealed, and be it likewise enacted that it shall and may be Lawfull
to and for the severall and respective Justices of the County Courts within this Province
at their Discretion where it shall appear to them that any p^{ty} or Def^t in any Action
hereafter to be brought in any of the said Courts shall suffer by the Negligence or Omission
of the attorney or att^{ny} to immediately adjudge such att^{ny} or att^{ny} to pay the Lawfull p^{ty}
(penalties)