

C H A P.  
V.

for the Trial of any Issues at the Assizes, to be transmitted to the Clerk of Assize of the Circuit where the Issue is to be tried, (who, by this Act is obliged to receive and carry the same to the Circuit) before the Assizes for that Shore where the Issue is to be tried, begins, under the Penalty of paying to the Party that suffers for want of the Record being transmitted, such Costs and Damages as shall by the Justices of his Lordship's Provincial Court, judicially sitting, be ordered and adjudged; which said Justices are hereby, upon Complaint made to them, required, after a summary Manner, to proceed to Judgment thereon.

Proviso.

XXII. **Provided** always, That the Secretary shall not be obliged to answer any Damages or Cost to any Person by virtue of this Act, unless Orders in Writing for transmitting the Record, as aforesaid, be left with the Clerk of the Provincial Court at least Thirty Days before the Beginning of the Assizes on the Shore where the Issue is to be tried.

Allowance to  
Judges, &c.  
may be paid  
in Money.

XXIII. **And be it likewise Enacted**, That the several Allowances herein before-mentioned to be made to the Judges and Jurors in Tobacco, shall and may be paid by the Inhabitants of this Province, in Current Money, in the same Manner as other Public and County Levies and Charges are payable.

The Ad-  
journ'd Pro-  
vincial Court  
to meet on  
the 21<sup>st</sup> of  
July.

XXIV. **Provided** always, and be it **Enacted**, That the said Provincial Court shall and may meet according to the Adjournment thereof, on the Twenty-first Day of *July* next, and shall and may then adjourn from Day to Day, and proceed in all Business, Civil and Criminal, depending in the said Court; and all Officers, Jurors, and other Persons, who are obliged to attend the said Adjourn'd Provincial Court, shall be then obliged to attend the same, in like Manner, and under the same Penalties, as if this Act had not been made, any Thing herein contained to the contrary notwithstanding.

Writs, &c.  
returnable, to  
be return'd in  
*October*.

XXV. **And be it further Enacted**, That all Actions now depending in the Adjourn'd Provincial Court, of what Nature soever, that shall not be ended and determined before the End of the said Court, shall be, and are by this Act continued until the Third Tuesday in *October* next, and that all Writs, Process, and Precepts, already issued, or to be issued out of the Provincial Court, returnable to the Second Tuesday of *September*, shall be returnable to the said Third Tuesday in *October*; and that all Sheriffs, Coroners, and other Officers, that have arrested, or shall arrest any Person or Persons, by virtue of any Writ or Process, returnable to the Second Tuesday of *September*, shall be under the same Obligation to have the Party arrested at *Annapolis*, the Third Tuesday in *October*; and that all Bail-Bonds taken by any Sheriff or Coroner, for the Appearance of any Person or Persons, at the Second Tuesday in *September* next, shall be taken, to all Intents, Constructions, and Purposes whatever, and be of the same Force and Effect, as if the said Bail-Bonds had been, or shall be taken for the Appearance of such Person or Persons, at the said Third Tuesday in *October* next; any Thing to the contrary hereof notwithstanding.

Witnesses  
bound over  
since last Pro-  
vincial  
Court.

XXVI. **And whereas**, since the Commencement of *April* Term aforesaid, fundry Persons have been committed for Crimes and Misdemeanours by them done, and Witnesses have been bound over to testify against such Persons at next Provincial Court; **Be it therefore Enacted**, That all such Commitments and Recognizances returnable before the said Provincial Court, shall be obliged to be returned by the respective Magistrates taking such Recognizances before the Judges of Assize in the respective Counties where the Offences have been committed, and the Offenders and Witnesses be obliged to appear by virtue of said Recognizances accordingly.

Continuance.

XXVII. This Act to continue for Three Years, and unto the End of the next Session of Assembly which shall happen after the Expiration of the said Three Years.