

excepted) and it shall and may be lawful to and for such Commissioner or Commissioners, upon request or application to them or any of them made, to grant and issue or cause to be granted or issued a Summons or Summonses to one or more person or persons, as the case may require, which Summons shall be in the form hereinafter mentioned and described, and shall not be returnable in less than two intermediate days, in cases where the Defendant or Defendants shall reside within the distance of two leagues from the residence of the Commissioner or Commissioners, before whom he or they may be summoned, allowing one day more between the service and return of every such Summons for every five leagues distance over and above the said two leagues at which the Defendant or Defendants may reside from the place where such Commissioner or Commissioners may hold his or their Court, as herein-after provided, and in a summary manner to hear, try and determine the cases before them in fact and in Law, according to the evidence before them, to the best of their skill and understanding, and arising within the Parish, Seigniorly or Township as aforesaid, in which such Commissioner or Commissioners may reside, or for which he or they may respectively be appointed concerning the recovery of debts, not exceeding in amount the sum of four pounds three shillings and four pence, current money of this Province of the following nature, that is to say:—for Goods, Cattle or other moveables sold and delivered, work and labour done, money lent and advanced; money paid, laid out or expended to or for the use of any person or persons, and for the rent stipulated and agreed upon, either for houses or other immoveable property, and for hire of horses, cattle or other moveable effects, or on acknowledgement commonly called and known under the description of *Bons* or on such Note or Notes of Hand in which the party or parties to whom only such Note or Notes are payable, shall sue the maker or makers thereof but not in cases in which any party or parties suing shall claim as Indorsee or otherwise than as aforesaid: Provided always that in case there shall not be a Commissioner appointed or resident at the Parish, Seigniorly or Township as aforesaid in which the debtor may reside or in case such Commissioner should be absent then, such debtor may be sued before the Commissioner who may reside nearest to the Parish, Seigniorly or Township in the same County in which the Defendant or Defendants may reside, and in case that during any suit the Commissioner should be recused by either of the parties, such suit shall be immediately transmitted to the Commissioner of the nearest Parish, Township or Seigniorly within the same County, and if the recusation be adjudged valid by such Commissioner, he shall proceed to adjudge and determine the cause, but on the contrary if he adjudge the recusation to be frivolous or unfounded, he shall send the parties before the recused Commissioner in order that he may proceed as if such

Summonses
when returnable.

Commissioners to try in a summary manner, cases concerning the recovery of debts, not exceeding £4 3 4 Currency.

Nature of such debts, &c.

If there is no Commissioner in the Parish, &c. where the Debtor resides &c. he may be sued before the Commissioner of the nearest Parish &c.
If any Commissioner be recused the suit to be transmitted to another nearest, &c.