

Certain Debts not liable to be sued by this Act.

Sect. 4. *Provided*, That nothing in this Act shall extend to any Debt for any Rent upon any Lease of Lands or Tenements, or any other real Contract or Specialty, or any Contract concerning Matrimony.

Fees allowed to Justices and others.

Sect. 6. *And be it also Enacted*, That for the serving the said Summons the Sheriff, his Deputy or Constable shall have one Shilling and two Pence per Mile Travel, and for the Service of the Warrant of Distress or of Commitment to Goal, one Shilling, with two Pence per Mile Travel, and one Shilling Poundage, on levying and selling the Distress, and that the whole Expence to be charged by the Justices for the Summons, Judgment and Execution, shall not exceed Four Shillings and Ten Pence, *that is to say*, Two Shillings and Six Pence for the Summons, One Shilling for the Judgment, and One Shilling and Four Pence for the Warrant of Distress or Commitment, any Law, Usage or Custom to the contrary notwithstanding.

Where Sum sued for does not exceed 5s. no Costs.

Sect. 8. *And be it also Enacted*, That if any Person or Persons whomsoever shall ask demand or take any greater or other Fees for the Services mentioned in this Act than are hereby established, he or they shall forfeit and pay the Sum of Five Pounds, and be prosecuted as in Cases of Extortion, one Moiety of the said Fine to be unto His Majesty, for and towards the Support of the Government of this Province, and the other Moiety to the Informer, Complainant, or him that shall sue for the same in any Court of Record in this Province.

Penalty on Persons taking greater Fees.

Debtor not appearing on summons or neglecting to perform order.

15. Geo. 3. Ch. 2. Sect. 2. *And be it also Enacted*, That if any Debtor after being duly summoned to appear, shall without just Cause to be allowed of by the said Justice or Justices, refuse or neglect to perform such Order or Decree as shall be made concerning such Debts as aforesaid, it shall and may be lawful for such Justice or Justices to issue Execution against the Goods and Chattels of such Debtor, and for want of Goods and Chattels sufficient to satisfy such Execution with Costs, such Justice or Justices shall and may commit such Debtor to Goal until such Debt is discharged, or he be released by the Creditor, any Law, Usage or Custom to the contrary notwithstanding.

Execution against Goods and Chattels &c. for want thereof to be committed.

By 16. Geo. 3. Ch. 6. Sect. 4. In all Causes not exceeding 20l. the Declaration shall be inserted in the Writt.

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