

be made, from time to time, an Index of all Wills which shall be proved, and of all Acts of *Tutelle*, and *Curatelle*, made and passed in their offices respectively, and of all other Acts whatsoever, which shall be made or passed in Court or out of Court, by which a Mortgage or *Hypothèque* shall by Law be created, which Index shall contain, arranged in Alphabetical order, the names of the person or persons upon whose Property or Mortgage or *Hypothèque* shall be so created, and shall be kept in the offices of the said Prothonotaries, severally and respectively, and shall be open to be viewed and searched by all persons during office hours, and every Prothonotary who shall neglect or omit to do what is hereby required of him in the premises, shall forfeit, the sum of one hundred Pounds, one moiety to the King, and one moiety to the person or persons who shall sue for the same, to be recovered with costs of suit, in any Court of King's Bench in this Province, by Action of Debt.

XIII. And whereas Notarial *Actes* are at all times liable to be destroyed by fire and other accidents; Be it therefore further enacted by the authority aforesaid, that it shall be lawful to enroll (*insinué*) all Notarial *Actes* whatever which have been or shall be passed in this Province, and that in all cases in which any Notarial *Acte* shall have been destroyed by fire or other accident, and a Copy or Expedition of such Notarial *Acte* so destroyed, shall have been duly enrolled (*insinué*) according to the provisions in this Act contained, the Copy or Expedition so enrolled (*insinué*) of such Notarial *Acte* so destroyed by fire or other accident; and all Copies of such Copy or Expedition so enrolled (*insinué*) duly certified to be such, under the signature of the Register, by whom such Notarial *Acte* was enrolled, or his successor in office, shall be received and allowed as good and sufficient evidence as well of the making and execution of such Notarial *Acte* by the parties thereunto, at the time and place and in the manner and form as by such Copy or Copies shall appear as of the contents of such Notarial *Acte*, so destroyed by fire or other accident, until the contrary shall be proved in the due course of Law.

XIV. And be it further enacted by the authority aforesaid, that if any Register shall wilfully neglect to perform his or their duty in the execution of his office according to the requirements and directions in this Act contained, or shall wilfully commit or suffer to be committed any undue or fraudulent practice in the execution of the said Office, and thereof be lawfully convicted, such Register shall forfeit his Office and pay treble damages and costs of suit to every person who thereby shall be injured, to be recovered by action of debt, Bill, plaint or information in any of His Majesty's Courts of King's Bench in this Province.