

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.

Proviso.

Matter in contestation may be referred to the decision of three Arbitrators.

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, Seigniority 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 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, Seigniority 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, Seigniority 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 Seigniority 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 recusation had not been proposed: Provided always that nothing herein contained shall extend or be construed to extend to prevent the Parties, Plaintiff and Defendant, from referring the matter or matters in contestation before such Commissioner or Commissioners to the judgment and decision of three Arbitrators to be named by the Commissioner or Commissioners and by the Parties respectively, the report and award of