

are required so to do.

When the Fact, on Examination of Witnesses, is doubtful, or parties desire it, Jury may be sworn to try the same.

Court, or in any Court of Equity in this Island: And the said Justices are hereby empowered and required so to do.

III. *Provided always*, That when, on Examination of the Witnesses (which is hereby directed to be taken in Writing,) the Matter of Fact, from a Consideration of the whole Evidence, may appear doubtful; or when either of the Parties shall desire it, and so elect; the said Court shall, in all such Cases, thereupon order the Sheriff or his Deputy immediately to summon a Jury for the Trial of such Matter of Fact, or, if it be found necessary, appoint a day for such Trial: And Judgment on the Verdict shall or may be entered up and signed for the Party in favour of whom the same shall have been given.

Any one Justice in Term or Vacation time in all Actions brought before the Court, Sum not exceeding 20<sup>l</sup>, may take Debtor's voluntary Confession of Sum demanded by Creditor.

Execution, on the Record of such Confession, to issue.

Creditor or Attorney, first making Affidavit that the Debt is at the very Time *bona fide due*.

Proceedings had on such Confession, and in Actions in a summary Way, are to operate, in every respect, as Ac-

IV. *And be it further enacted*, That any of the Justices of the said Court, either in Term or Vacation Time, is or are hereby empowered, in all Causes of Action brought there, where the Debt does not exceed *Twenty Pounds*, to take the voluntary Confession of the Debtor for the sum demanded by the Creditor, as agreed between the Debtor and Creditor; and upon such Confession, so made by the Debtor, and the Specialty, Contract or Account on which the said Debt arose, being left with the said Justice, and afterwards filed in the Clerk's Office of the said Court, together with the whole Proceedings, and a Record made of the same, such Justice is hereby empowered to order Execution thereon, according to such Agreement as shall appear upon the said Record to have been made between the Parties, for stay of Execution, such Creditor, or his or her Attorney, Agent, or Factor, prior to such Execution being issued, making Oath, that the Debt is, at the very time *bona fide due* to him or her:—which Affidavit shall be, in like manner as aforesaid, filed; and the whole of which said last mentioned Proceedings, together with the Proceedings which shall or may be had in the said summary Actions, shall or may operate in the same manner, in every