

10. In the event of a default by the Debtor in the payment of any sum due under this Agreement, the Debtor shall pay to the Lender all the costs of such suit, and the Lender shall be entitled to recover from his debtor all such damages as shall accrue to the Lender in respect of his 'expenses and unjust loss at Law.'

Provided always, that this Act, nor any thing herein contained shall be construed to extend to the benefit of any person debtor as aforesaid, either run away out of this Province, or willfully absconding himself within the same from his said creditor, but that he may be proceeded against as before this Law made, anything in this Act to the contrary notwithstanding.

Further Enacted by the Authority aforesaid, by and with the Advice
and Consent aforesaid, that an account sworn to by the Plaintiff, or a Bill proved
in the Court before any Justice of the Provincial Court, or any two Justices of
the County Courts of this Province, shall be sufficient evidence to prove the debts
in the Province or any County Courts within this Province. Provided always that
the party who shall swear or give evidence as aforesaid to prove any debt as aforesaid,
shall at the time declare upon his oath whether he knows of any payment or
discount of any part or parcel of the account or debt so to be proved, which shall
be certified under the hand or hands of such one Justice of the Provincial Court,
or two Justices of the County Court before whom the account or debt shall be
proved with certificate made and signed as aforesaid, shall be taken and received
as sufficient proof of any such debt or account as aforesaid.

And Be it further Enacted by the Authority aforesaid, by and with the Advice and Consent aforesaid, that if any defendant upon tryal can prove either by such certificate aforesaid, or other sufficient proof that there is any sum of tobacco or money paid to the plaintiff, or his order in part of the debt sued for, the Court before whom such tryal is had may cause the same to be discounted in Court and give Judgment thereupon against the defendant for so much only as shall be remaining to the plaintiff with cost of suit, provided the ballance exceeds two hundred pounds of tobacco, or fifteen shillings and eight pence in the County Courts, and fifteen hundred pounds of tobacco, or six pounds five shillings Sterling in the Provincial Court; otherwise the plaintiff shall be nonsuited as by other Laws are provided.

An Act for Incorporation of such persons as will undertake to build Watermills

DAILLY Experience sheweth that the want of Water-mills is the true cause that Husbandry in tilling the Ground and for sowing of Wheat and Barly is but coldly prosecuted, tho' the advantage thereby in raising the Stock of neat cattle be great; And forasmuch as for the most part the places fit for setting up of Water-mills are already in the hands of persons under age, or unable to be at the charge of building a Water-mill, or else such as are willfully oblligate to forbidding and hindring such persons as would purchase the said places fit for building Water-mills and setting them up, for the increase of our trade and navigation, much to the publick damage of the Province.

BE IT ENACTED by the Kings most Excellent Majesty by and with the Advice and Consent of this present General Assembly and the Authority of the same, that if any person or persons from and after the publication hereof, shall desire to set up a Water-mill upon any Land next adjoining to any Run of water within this Province, not being the proper possession or freeholds of such person or persons, nor leased to them to the intent thereon to set a Water-mill, they shall purchase a Writt out of his Majestys Court of Chancery directed to the Sheriff of the County where such Land lieth, requiring him by the oaths of twelve Men of his County to inquire what damage it would be to his Majesty or others to have a Mill set up in such a place as aforesaid, the form of which Writt followeth. *viz.*

William by the Grace of God of England Scotland France and Ireland King Defender of the Faith &c. To the Sheriff County greeting, We command you that by the Oath of twelve honest and lawful Men of the County by whom