

1. **N**O process for any criminal matter or other misdemeanour, shall issue out of any of the courts of this province, against any person whatsoever, without a presentment first found by the grand jury or a special order by the governor in council, or of the provincial or county court.—1715, c. 48, § 1.

2. No attorney-general, or clerk of the peace or of indictments, shall exhibit any bill of indictment to any grand jury, without an order from the governor and council, or from the court, or one of the justices of such court; or unless the offender be bound over to such court, or presented by the grand jury of their own knowledge; on penalty of paying the party grieved all damages, &c. occasioned by such prosecution.—1722, c. 5. See *Appeals*, 11. *Attorneys*, 3. *Government*, 9. *Governor and council*, 25.

P R O S E C U T I O N, M O D E O F.

ALL persons offending against any act or acts of the assembly of this state, which acts direct the mode of prosecution to be by action of debt, bill, plaint or information, or by bill, plaint or information, shall and may be prosecuted by bill of indictment, or action of debt, and not by bill, &c.—*Nov.* 1792, c. 20.

P U B L I C C R E D I T O R S.

1. _____ may (for the speedy satisfaction of their dues) either apply to the governor to put the sheriff's bond in suit, or may immediately have, action of debt against such sheriff for their public dues.—1715, c. 46, § 4.

2. The claims of public creditors, whether on specie or current money, flour or other specific contracts, to be adjusted and settled, by the *auditor-general* (or *his deputy*) in specie, subject to the correction of the governor and council, and certificates may be given thereof, bearing interest; and if any creditor shall decline receiving such certificate, he may have a certificate from the governor and council of the sum of specie due, signed by their clerk, which shall be evidence of the debt, and shall be paid to him or his assignee.—*May* 1781, c. 36, § 2.

3. All interest to arise on certificates issued on the adjustment of public debts, agreeable to the act of this session, shall be punctually paid in specie, or the full and real money, to the satisfaction of the creditor.—*ibid.* § 3.