

No Sheriff shall take more Fees from any Person, imprisoned at the Suit of Two or Three Creditors, than if imprisoned at the Suit of One.

ACT to restrain the ill Practices of
Passed July 7 Sheriffs in taking Goods by *Fieri Fa-*
17th, 1716. *cias*, and selling them by *Venditioni*
exponas.

WHERE any Writ of *Fieri Facias* shall be delivered to any Sheriff, if the Defendant, where the Judgment is against him for his own proper Debt and Cost, will upon Oath, shew all his personal Estate, when thereto required, to the Sheriff; or where Judgment is rendered against him, as an Executor or Administrator, shew all the personal Estate of the Deceased's in his Hands unadministred, so that the Sheriff may levy thereof, such Part as the Creditor or Plaintiff or his Attorney in Fact or in Law shall direct, such Sheriff shall within Three Days at furthest, cause the Goods taken to be appraised by four substantial Freeholders of his County, two to be named by the Plaintiff or his Attorney in Law or in Fact, and two by the Defendant, and who are neither of them to the Plaintiff or Defendant, Creditor or Debtor, who upon their Oath, to be administred to them by the Sheriff, shall, within Three Days, indifferently and justly value and appraise the said Goods and Chattels so taken in Execution; and the Sheriff shall thereupon give Notice to the Creditor or his Attorney in Law or in Fact, of the Value of such Goods, and shall deliver so much of the same as according to said Appraisement will amount to the Debtors Damages and Cost in such Execution, to the Plaintiff or his Attorney in Law or in Fact, in Discharge of such Debt and Cost; which they are obliged to accept of, and which if they refuse to accept of, the Sheriff shall retain the same in his Hands, on their Risque, and be paid by them all Costs and Charges in keeping and securing the said Goods and Chattels; and the Creditor or Plaintiff, shall have no further Action for his said Debt, against the Defendant or Debtor, the Sheriff shall give a Discharge thereon to the Debtor, which shall always be a sufficient and perpetual Bar against the Creditor, from taking out any other Execution.

IF either or both Parties are absent or refuse, upon Notice given, to be present, the Sheriff shall chuse and name Appraisers for them, qualified as above.

It is Provided by this Act, that the Sheriff shall not be impowered to levy by Virtue of any *Fieri Facias*, for any Debt or Damages recovered against an Executor or Administrator, any Negro or Slave, Plate or Jewels reserved in favour of Orphans, by the Act for the better Administration of Justice in probat of Wills, but are to follow the Directions in the said Act contained.