

Session  
Laws upon shewing a Duplicate of the Discharge of the said Prisoners, or any of them, being so Arrested, to release and discharge out of Custody the said Prisoners, or any of them, provided the said Prisoners, or either of them, being so Arrested, shall and do enter his or their Appearance, or procure some Attorney to appear to every such Action and plead thereto; provided that the Discharge of the said Prisoners, or any of them, shall not acquit any other Person from such Debt, Damage or Cost, or any part thereof, but that all such Persons shall be answerable for the same in such manner as they were before the Passing this Act.

Proviso.  
P. 40 *Provided always, and be it Enacted by the Authority aforesaid,* That notwithstanding the Discharge of the said Prisoners, or any of them, all and every Debt or Debts, due and owing from him or them, and all and every Judgment had or Decree obtained, against him or them, shall stand and be good and effectual in Law, to all Intents and Purposes, against the Lands, Tenements and Hereditaments, Goods and Chattels of him or them, and which he or they, or any other Person in Trust for the use of him or them, had at the Time of the Discharge of the said Prisoners, or any of them, or which he or they at any Time hereafter shall or may be any way Seised or Possessed of, or Interested in, to his or their own use, or in his or their own proper Right, either in Law or Equity, (except the wearing Apparel and Bedding, or Working Tools of him or them, not exceeding the Sum of Five Pounds Current Money,) and it shall and may be lawful for any of their Creditors, their Executors, Administrators and Assigns, to take out new Execution or Executions against the Lands, Tenements, or other Hereditaments, Goods and Chattels, of the said Prisoners, or any of them, (except as before excepted) for the Satisfaction of his or their Debts, in such sort, manner and form, as he or they might have done if the said Prisoners, or any of them, had not been taken in Execution or Discharged by virtue of this Act.

Actions of  
Escape. *And be it further Enacted by the Authority aforesaid,* That if any Action of Escape be brought against any Sheriff, or any Suit or Action against any Justice or Justices, for the performing their Office in pursuance of this Act, he or they may Plead the General Issue, and give this Act and the Matter in Evidence, and if the Plaintiff be Non-suit, or discontinue his Action, or Verdict pass against such Plaintiff, or Judgment upon Demurrer, the Defendant shall have and recover his full Costs.

Proviso. *Provided also,* That nothing in this Act shall extend, or be construed to extend, to bar any Creditor or Creditors of the before mentioned Prisoners, from having and maintaining any Action of Escape against any Sheriff, who hath permitted any Escape before the making this Act.