

following, viz. I John Shubbard do swear, That the Goods, Debts and Effects which I have delivered, assigned, and made over to the Sheriff of Kent County, and in Trust for the Use of my Creditors, is the whole Estate both real and personal of my own in Possession, or have any Title to in the World, and that I have not any Estate, Goods or Effects, of any kind whatsoever, left either in Possession, Reversion, or Remainder, (the necessary wearing Apparel for myself, Wife and Children, and working Tools excepted) and that I have not directly or indirectly, sold, leased, or otherwise conveyed, disposed of, or intrusted, all, or any Part of my Estate, thereby to defraud my Creditors, or to secure the same to receive or expect any Profit or Advantage thereof: So help me God. It shall and may be lawful for the Sheriff of the County aforesaid, after the End of the said Five Days, and the said Sheriff is hereby required to discharge the said John Shubbard out of his Custody, and suffer him to go at large. [The Oath.]

And be it further Enacted, by the Authority aforesaid, That if the said John Shubbard, shall hereafter be imprisoned by Reason of any Judgment or Decree obtained for the Payment of any Debt, Damage or Cost, contracted, occurred, or occasioned, owing or growing due before the End of this Session of Assembly, upon every such Arrest, on any such Judgment or Decree, or for any such Debt, Damage or Cost, it shall and may be lawful for the Judge or Justices of the County Court where any such Process shall issue, upon shewing a Duplicate of the Discharge of the said John Shubbard, being so arrested, to Release and Discharge out of Custody the said John Shubbard, provided the said John Shubbard being so arrested, shall and do enter his Appearance, or procure some Attorney to appear to every such Action and plead thereto. Provided, That the Discharge of the said John Shubbard 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. [To be discharged from future Arrests on Appearance, &c.]

Provided always, and be it Enacted, by the Authority aforesaid, That notwithstanding the Discharge of the said John Shubbard, all and every Debt or Debts, due and owing from him, and all and every Judgment had, or Decree obtained, against him, 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 the said John Shubbard, and which he, or any other Person in Trust for his Use, had at the Time of his Discharge, or which he at any Time hereafter shall or may be seized or possessed of, or interested in, to his own Use, or in his proper Right, either in Law or Equity (except the Wearing Apparel and Bedding, or Working Tools, of him the said John Shubbard, not exceeding the Sum of Ten Pounds Current Money), and it shall and may be lawful for any of his [Debts to stand good in Case, &c.] p. 132

Liber H. S.
No. I