

appear before the county court, to answer interrogatories which his creditors may propose to him, on not less than three months notice as aforesaid, any thing in this act to the contrary notwithstanding; *Provided*, that such discharge from imprisonment shall not operate as a discharge of any of the debts of the said imprisoned debtors; and *provided*, that the said imprisoned debtor, at the time of his discharge, if required by the county court, or any judge thereof, shall enter into a bond, with such penalty and security as the county court, or any judge thereof shall direct and approve, conditioned for his personal appearance at such time or times as the said court, or any judge thereof, shall direct, to answer the allegations of his creditor or creditors, according to the provisions aforesaid; and if the said debtor shall not enter into bond as aforesaid, if required by the county court, or any judge thereof, then such debtor shall remain in confinement until the application, (if objected to,) shall be decided on.

Provisos.

See 1807, ch. 150, sec. 3, and 1808, ch. 71, sec. 2.

SEC. 12. *And be it enacted*, That the county court may, by order, limit and appoint the time for creditors to bring in and declare their claims, and may examine such creditors, and also the debtor, on oath or affirmation, concerning the same, and, on any contested claim, may, if they think proper, order the same, or any fact concerning the same, to be tried on an issue framed for that purpose, and may order any part of the petitioning debtor's estate to be set apart and retained for the eventual satisfaction of any contested claim, or to be brought again into distribution; and if any creditor to whom a real debt is due, shall collude with the debtor to gain an undue preference in the satisfaction of his debt, or for concealment of any part of the debtor's estate or effects, or shall contrive or concert any acknowledgment of the debtor, by parole, or in writing, or any kind of security, to give false colour to his claim for more than is bona fide due, such creditor shall lose his debt truly due, and shall be totally excluded in the distribution.

Court may limit time for bringing in claims, may examine creditors and debtor on oath concerning the same, &c.

SEC. 13. *And be it enacted*, That if the said debtors, or any of them, shall be arrested or imprisoned on any process sued out on any judgment or decree obtained against them, or any of them, for any debt, damage or costs, contracted, owing or growing due, before the passage of this act, or before the time of their application to the county court for the benefit of this act, the court, out of which such process issued, or any judge thereof, of the county where the said debtor may be arrested or imprisoned, on application made to them, shall and may discharge such debtor on motion; and if the said debtors, or any of them, shall be arrested or imprisoned on any process for the recovery of

If debtor taken in execution, &c. he may be discharged on motion, or if arrested, &c. on his common appearance being entered.