

Provisos.

thereafter for the same purpose, so long as the said debtor shall be imprisoned at the suit of such creditor; and if default shall be made in any one of the payments herein before directed, and the said debtor shall be confined for debt, and for no other cause, it shall then be the duty of the sheriff forthwith, upon such default, to certify the same in writing, under his hand, to some justice of the peace of the county where such debtor shall be confined, in which certificate shall be set forth the day on which the said debtor was committed to the custody of the sheriff, and the payments made by the creditor for his support, if any, and the day on which default of payment as aforesaid was made, and upon the production of such certificate, to any justice of the peace aforesaid, it shall be the duty of such justice to endorse thereon an order to the sheriff to discharge such debtor from confinement, who shall thereupon be accordingly discharged by the sheriff; *Provided always*, that such discharge shall not preclude the creditor from proceeding afterwards, as often as the creditor shall think proper, against such debtor, by fieri facias, capias ad satisfaciendum, or otherwise, on the judgment aforesaid; and in case such proceeding shall be by capias ad satisfaciendum, the same shall be subject to the provisions herein before contained for the maintenance and support of such debtor; *And provided also*, that if any such debtor, while in actual confinement as aforesaid, shall be arrested on a capias ad satisfaciendum issued at the suit of any other creditor, or be otherwise committed for the non-payment of any judgment rendered by any justice of the peace, or by any county court of this state, or the non-performance of any decree for the payment of money made by any court of equity in this state, it shall be lawful for the creditor at whose instance the said subsequent arrest or commitment may be made, to pay for the support and maintenance of such debtor in prison, in the manner herein before directed, and in case such payments shall so be made, then the said debtor shall be detained in prison notwithstanding the default of the creditor at whose instance the said debtor was originally arrested or imprisoned.

When person is committed on writ from county court, &c. sheriff to notify creditor thereof, who shall pay, &c.

SEC. 2. *And be it enacted*, That whenever any person, after the day herein first mentioned, shall be actually committed to or confined in gaol on any capias ad satisfaciendum issued out of any county court in this state, or the court of appeals of either shore, or any court of equity in this state, or shall be otherwise committed by any court of law or equity in this state, for the non-payment of any money recovered against him by a judgment or decree, or shall be committed for want of special bail, it shall be the duty of the sheriff to whose custody such debtor may be committed, immediately to notify in writing the creditor or creditors at whose instance such debtor shall be com-