

## ARTICLE X.

*Attachments.*

## ATTACHMENTS AGAINST NON-RESIDENTS AND ABSCONDING DEBTORS.

SEC. 1. Every person, and every body corporate that has the right to become a plaintiff in any action or proceeding before any judicial tribunal in this State, shall have the right to become a plaintiff in an attachment against a non-resident of this State, or against a person absconding.

2. Every person who doth not reside in this State, and every person who absconds, may be made a defendant in an attachment; and any corporation not chartered by this State, or any corporation chartered by this State but not having the president or a majority of the directors or managers thereof residing in this State, may be made a defendant as other non-residents.

3. Every person who shall actually run away, abscond, or fly from justice, or secretly remove himself from his place of abode with intention to evade the payment of his just debts, or to injure or defraud his creditors, shall be considered as having absconded; and an averment in the oath of the plaintiff against a person as having absconded, shall, without other words, be a sufficient averment of any such conduct.

4. No attachment shall issue (except as hereinafter mentioned,) unless there be an affidavit that the debtor is bona fide indebted to the creditor in the sum of ———, over and above all discounts; and at the time of making the affidavit, the creditor shall produce the bond, account, or other evidences of debt, by which the said debtor is so indebted; and shall also make affidavit that he knows, or is credibly informed and verily believes, that the said debtor is not a citizen of this State, and that he doth not reside therein; or if the said debtor resides in this State, that he doth know, or is credibly informed and verily believes, that the said debtor hath absconded.

5. The affidavit required by the preceding section may be made before any justice of the peace, or any judge of a court of law