

article, an insolvent; provided, that nothing in this section shall apply so as to set aside or render invalid the lien of any such judgments, mortgage or other conveyance executed by the debtor for money *bona fide* loaned or paid at the time of the creation of such judgments, mortgage or conveyance, but such shall remain a valid and subsisting lien, although the debtor may be proceeded against or may apply for the benefit of this act.

What deemed  
acts of insol-  
vency.

22. Any person who shall depart from or remain absent from this State with intent to hinder, delay or defraud his creditors, or conceal himself to avoid service upon him in any action for the recovery of a debt; and any person who conceals or removes any of his property to prevent the same from being taken under legal process, or makes an assignment, gift, sale, conveyance or transfer of all or part of his estate or property with the intent to delay, hinder or defraud his creditors; or who, when insolvent or in contemplation of insolvency, executes a deed or conveyance giving preferences, creates a lien making any unlawful preferences as therein stated, or otherwise gives such preference; or when insolvent or in contemplation of insolvency, confesses any judgment or allows any judgment to be entered against him by any contrivance, or being a banker, broker, merchant, trader, builder or manufacturer, stops payment of his negotiable paper fraudulently, or suspends payment thereof and fails to resume the same within twenty days; or being a banker or broker shall fail for twenty days to pay any depositor on demand lawfully made, shall be deemed to have committed an act or acts of insolvency, as the case may be; provided, the petition mentioned in the next succeeding section is filed within four months after the act of insolvency is committed.

Burden of  
proof upon  
grantor and  
grantee.

24. If any deed, conveyance, assignment, gift, transfer or delivery be made of any goods, chattels, moneys, choses in action, lands, tenements or other property, or lien created thereon when the grantor or person creating the same is insolvent or in contemplation of insolvency, the same shall be *prima facie* intended to hinder, delay and defraud the creditors of the person by whom the same is made, and the burden of proof shall rest upon him and the grantee to explain the same and show the *bona fides* thereof; provided, the creditors of the grantor in such deeds, conveyances or assignments shall avail themselves of the provisions of this article.

Effective.

SEC. 2. *And be it enacted*, That this act shall take effect from the date of its passage.

Approved April 4, 1896.