

Value not been sold for the Tenth parte of their Value to the great Loss of both the Debtor and Creditor and to the ruin of some Families for the prevention whereof for the future and to ascertain a way and method whereby the Sheriffs of this province may securely act in writts of the like nature more to the benefit and Advantage of both debtor and Creditor.

Be it Enacted by the right honourable the Lord Proprietary by and with the Advice and Consent of his Lordships Governour and of upper and Lower house of Assembly and by the Authority of the Same that from and after the End of this present Session of Assembly if any writt of fieri facias shall be delivered to any Sheriff of this province if the defendant where the Judgment is against him for his proper debt or cost will upon oath show all his personall Estate where thereto required or where Judgment is required against him as an Executor or Administrator show all the personall Estate of the decedent in his hands unadministred to the sheriffe or his deputy so that such sheriff may levy such part thereof as the Creditor or plaintiff or his Attorney in fact or in Law shall direct such Sheriff shall within three days at farthest cause such goods so taken to be appraised by four substantiall freeholders of his County two of them to be named by the plaintiffe or his attorney at Law or in fact and two by the defendant and who are Neither of Kin to plaintiffe or defendant Creditor or Debtor who upon their oaths to be administered to them by the said sheriffe shall within three days Indifferently and Justly Value and appraise the said Goods and Chattels so Taken in Execution and the sheriff shall thereupon give notice to the Creditor or his Attorney at Law or in fact of the Value of the said goods and shall deliver so much of the said goods as according to <sup>such</sup> appraisment will amount unto the debt or damage and Cost in such Execution mentioned to the plaintiffe or his Attorney at Law or in fact in discharge of such Debt and Cost and the said

plaintiffe or Creditor is hereby obliged to take and accept the same at such appraisment will amount unto and if any Creditor or plaintiffe or his atty in fact or Law shall refuse or deny to take and accept the same according to such appraisment such sheriffe is hereby authorized and Impowered to retaine in his hands all such plaintiffe or Creditors proper residue so much of the said goods as will satisfy the same debt or damage with Cost for such plaintiffe or Creditor use who shall pay to such sheriff all Costs and Charges he shall be at in keeping and Securing such good and Chattels And the said plaintiffe or Creditor shall have no other action against such Sheriffs than only for such goods and Chattels taken and retained as aforesaid and

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