

C H A P.
XXVIII.

said Sheriffs are hereby required to summon, at the Request of the said Prisoners, at some convenient Time after the Receipt of this Act, not exceeding Five Days, all their Real and Personal Estate, either in Possession, Reversion, Remainder, or in Trust, or in or unto which they have any Claim or Interest whatsoever, and likewise before the Day before-mentioned, convey, assign, transfer, and make over unto the Sheriffs, respectively, for the Use of the said Creditors, all such their Estate, Interest, or Claim as aforesaid, after such Manner, as by the said Sheriffs, and by the major Part of such Creditors, or of such of them as shall think fit to direct therein, or their Counsel learned in the Law, shall reasonably devise or require, at the Costs and Charges of the Persons who shall claim Benefit thereof, so that the said Prisoners be not burthened with any Warrantees thereby, other than against themselves, or those claiming by, from, or under them, and that the said Prisoners, at the Time of such their Surrender, and transferring their Estate as aforesaid, shall take their solemn Oaths (or Affirmation if Quakers) before the said Two Justices aforesaid, to the Effect following, viz. " I A B. do Affirm, or solemnly Swear, That the Goods, Debts and Effects, which I have delivered, assigned, and made over to the Sheriff of _____ County, and in Trust for the Use of my Creditors, is the whole Estate both Real and Personal of my own in Possession, or that I have any Title to in the World, and that I have not any Estate, Goods, or Effects of any Kind whatsoever, left either in Possession, Reversion, or Remainder, (the necessary Wearing Apparel of myself, Wife, and Children, and Working Tools, excepted) and that I have not directly or indirectly sold, leased, or otherwise conveyed, disposed of, or intrusted, all or any Part of my Estate, thereby to defraud my Creditors, or to secure the same, to receive or expect any Profit or Advantage thereof. So help me GOD : " It shall and may be lawful for the Sheriffs of the Counties aforesaid, after the End of the said Five Days, and they are hereby required to discharge the said Prisoners, and suffer them to go at large.

The Oath.

To be discharged from future Arrests on Appearance, &c.

III. And be it further Enacted, That if the said Prisoners, or any of them, shall be arrested or imprisoned on any Process sued out on any Judgment or Decree obtained against any of them, for any Debt, Damages or Costs contracted, owing or growing due before the End of this Session of Assembly, the Court out of which such Process issued, shall and may discharge such Prisoner, on Motion. And if the said Prisoners, or any of them, shall be arrested or imprisoned on any Process, for the Recovery of any Debt, Damages, or Costs contracted, owing or growing due before the End of this Session of Assembly, the Court or Justice before whom such Process shall be returned, shall and may discharge the Party arrested out of Custody, on his or her common Appearance being entered without any special Bail. Provided, That the Discharge of the said Prisoners, or any of them, shall not acquit any other Person from such Debt, Damage, or Cost, or any Part thereof; but that all such Persons shall be answerable for the same, in such Manner as they were before the passing this Act.

Debts to stand good in Case, &c.

IV. Provided always, and be it Enacted, by the Authority aforesaid, That notwithstanding the Discharge of the said Prisoners, or any of them, all and every Debt or Debts, due and owing from him, her or them, and all and every Judgment had, or Decree obtained, against him, her, or them, shall stand and be good and effectual in Law, to all Intents and Purposes, against the Lands, Tenements and Hereditaments, Goods and Chattels, of him, her, or them, and which he, she or they, or any other Person in Trust for the Use of him, her, or them, had at the Time of the Discharge of the said Prisoners, or any of them, or which he, she, or they, at any Time hereafter, shall or may be any Way seized or possessed of, or interested in, to his, her, or their own Use, or in his, her or their own proper Right, either in