

or on convenient notice examine the other on oath, nothing in this act shall prevent the person injured by such breach of contract from suing for and recovering damages equal to the loss sustained by such breach, such damages not to exceed the real value of the money contracted, to be paid at the time of breach, with interest, and such damages may be laid and assessed in the new money, and so much thereof given or recovered as may be equal to the value of the debt or damages as aforesaid, with interest.

C H A P.
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XI. And be it enacted, That all debts, promises, contracts, covenants, and agreements, hereafter made by writing or parole for gold or silver, or paper money, shall be paid, discharged, or executed, agreeable to the bond, bill, note, or other instrument in writing, or the parole, promise, or agreement, and the intent and meaning of the parties, any law to the contrary hereof notwithstanding; and where any debt, promise, or contract, made before the first day of September, one thousand seven hundred and seventy-six, has been renewed since that day, and any bond, bill, note, or other instrument of writing, given or executed for the same, or where any debt, covenant, promise, contract, or agreement, has been bonâ fide created or made, since the first day of September, one thousand seven hundred and seventy-six, for gold, silver, or sterling, in such cases the bills of credit issued by congress, or emitted by any acts of assembly under the old government, or resolve of convention, shall not (after the passing of this act) be a tender or payment in law or equity for any such debt, covenant, promise, contract, or agreement.

Debts hereafter made to be discharged agreeable to contract, &c.

XII. And be it enacted, That the bills of credit issued by congress, or emitted by any acts of assembly under the old government, or resolves of convention, shall not, after the passing this act, be a tender or payment in law or equity, for any debt, covenant, promise, contract, or agreement, created or made before the first day of September, one thousand seven hundred and seventy-six, unless where the creditor has not become a subject and resident of this or some one of the United States, since the said first day of September, seventeen hundred and seventy-six, and in such case the debtor of such creditor, or of his assignee (who has not become a subject and resident of this or some one of the United States, and who hath not had an attorney in fact, acknowledging himself as such for the purpose of receiving debts always since that time, and constantly residing within this state since the said first day of September, seventeen hundred and seventy-six) and the executor or administrator of such debtor may, and he is hereby authorized, on making oath (or affirmation, if a quaker, menonist, or dunker) to be lodged with the treasurer, that he hath received, for debts due before the first of September seventeen hundred and seventy-six, to him or the person to whom he is heir, executor, administrator, or representative, to the amount by him in such oath or affirmation specified, and that he hath not paid for debts due before that time, by himself or the person to whom he is heir, executor, administrator, or representative, above the sum in such oath or affirmation specified, or on making oath or affirmation, to be lodged with the treasurer, that before the twentieth day of April, seventeen hundred and seventy-nine, he sold property for the purpose of paying debts by him, or the person to whom he is heir, executor, administrator, or representative, contracted before

Bills issued by congress, &c. not a legal tender for debts contracted before Sept. 1, 1776, &c.

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