

C H A P.  
X.

thened with any warranty thereby, other than against himself, or claiming by, from, or under him; and that the said prisoner, at the time of such surrender and transferring his estate as aforesaid, shall take an oath before the said two justices to the following effect, viz. "I, John Gray, do swear, that the goods, debts, and effects, which I have delivered, assigned, and made over, to the sheriff of Baltimore county aforesaid, in trust, for the use of my creditors, are 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, and working tools, excepted); and that I have not, directly or indirectly, sold, leased, or otherwise conveyed or disposed of, 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 therefrom;" it shall and may be lawful for the sheriff of the county aforesaid to discharge the said John Gray, and suffer him to go at large.

If arrested to  
be discharged,  
&c.

III. And be it further enacted, That if the said John Gray shall be arrested or imprisoned, on any process sued out on any judgment or decree obtained against him, for any debt, damages, or costs, contracted, owing, or growing due, before the end of this present session of assembly, the court out of which such process issued shall and may discharge the said John Gray, on motion; and if the said John Gray 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 said John Gray out of custody, on his common appearance being entered, without any special bail; provided that the discharge of the said John Gray shall not acquit any other person from such debt, damages, or costs, 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.

Proviso.

IV. Provided always, and be it enacted, That notwithstanding the discharge of the said John Gray, all and every debt and debts, due and owing from him the said John Gray, and all and every judgment had, or decree obtained, against him, 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 the said John Gray, which he, or any other person in trust for him, had at the time of his discharge, or against the lands and tenements which the said John Gray, at any time hereafter, shall or may be seized or possessed of by descent; and that it shall and may be lawful for any of the said John Gray's creditors, their executors, administrators, or assigns, to take out new execution or executions, without any *scire facias* previous thereto, against the lands, tenements, or other hereditaments, goods and chattels, of the said John Gray (except the wearing apparel, bedding, and working tools, of the said John Gray, not exceeding five pounds current money) for the satisfaction of his, her, or their debts, in such sort, manner, and form, as he, she, or they, might have done, if the said John Gray had not been taken in execution, or discharged by virtue of this act.

V. PROVIDED