

MAY SESS.  
1813.

Proviso.

Judgments or  
decrees hereto-  
fore obtained.

Sums stayed  
by confession  
shall bear in-  
terest.

him, her or them, within a fixed reasonable time to be mentioned in such summon, to enter into another confession of the same judgment, with other securities, to be approved of by said judge or justices; and upon the failure or neglect of such person or persons to comply with the requisition in such summon contained, the said judge or justices, upon proof of the serving of such summon, or of its being left at the last place of abode of the person or persons on whom it should have been served, are hereby directed to deliver, upon the same being applied for, a statement under his or their hands and seals, of the issuing of such summon and the failure of compliance therewith; upon the delivery whereof to the clerk or register of the court where such confession of judgment was returned, the plaintiff or plaintiffs in the original judgment, may have and use the same proceedings thereon which might or could have been had if this act had never passed: *Provided always*, That if after the expiration of the time mentioned in the said summon, a confession of judgment as therein required shall be entered into, and a certificate thereof obtained, such certificate shall have the same force and operation as it would have had under this act if no antecedent confession of judgment had ever been made, and the said confession of judgment shall be returned and recorded in the same manner, and under the same penalties, as are herein before prescribed.

5. AND BE IT ENACTED, That in all and every case where the person or persons against whom any judgment or decree hath heretofore been obtained, have superseded the same in the manner prescribed by the original act to which this is a further supplement, it shall and may be lawful for such person or persons to supersede the original judgment or decree in the manner pointed out by this act, and such confession shall operate as a stay of execution, as well upon the said original judgment as upon the said former confession.

6. AND BE IT ENACTED, That if any judgment or decree as aforesaid for a sum certain, which doth not purport to carry interest on the money or tobacco for which the same was obtained, shall be stayed by reason of any confession as aforesaid, such sum shall bear interest from the date of such confession; and it shall and may be lawful for the party who may hereafter sue out execution on said confession of judgment, or the original judgment on which such confession was made, to compel payment of interest on the said sum of money or tobacco, from the date of the said confession, by endorsing on the execution his claim of in-