

And be it likewise Enacted, That the Commissioners to be appointed in virtue of this Act shall retain to themselves, out of the Nett Proceeds of all such Estate or Estates, Effect or Effects, as they shall sell and dispose of in Virtue of this Act, and bona Fide pay away to the Creditors, and for Charges in dividing or distributing among the Creditors of such Person or Persons so absconded, become Bankrupt stoping and refusing Payment in manner aforesaid, the Sum of ten Pounds for every Hundred Pounds and at the same rate for a greater or lesser Sum, and no more exclusive of the reasonable Costs and Charges necessarily Arising on the Execution of the Powers and Authorities by this Act vested in such Commissioners

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And be it likewise Enacted, That one or more of the Creditors of such Person or Persons so absconded, become Bankrupt, stoping and refusing payment in manner aforesaid, shall and may nominate a Clerk, or other proper Person, to attend the said Commiss<sup>rs</sup> and Execute their proper Orders for the better and easier Execution of the Matters herein directed by them to be done and Executed

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And be it likewise Enacted, That in case any Commiss<sup>r</sup> or Commiss<sup>rs</sup> to be appointed in Virtue of this Act shall die, and have in his or their Hand or Hands, any money arising in Consequence of this Act, the Estate of such Commissioner or Commiss<sup>rs</sup> shall, and they are hereby made liable for the same; and the Executors or Administrators of such Commissioner shall pay the same preferable to all other Debts, Dues, or Demands whatsoever: and the other Commiss<sup>rs</sup> succeeding shall and may, and they are hereby impowered to bring and prosecute an Action or Actions, in their own names for the same

And be it likewise Enacted, That no Action to be brought by the Commissioners in Virtue of this Act, shall abate by the death or Deaths of such Commissioner or Commiss<sup>rs</sup> but proceed and be carried on by those who shall succeed them, and Execution issue in the name of the later, for the use of the Creditors in Virtue of this Act And whereas the People of this Province are by Law confined to transmit to Great Britain their Staple Commodity, and by means of consigning the same to, and other their Affairs being negotiated by Factors and Merchants there, and that it is highly reasonable and just, that where Any Merch<sup>t</sup> or Factor residing out of this Province having Effects therein, and being indebted to any of the Inhabitants or actual Residents therein, that such their Effects or Estates, whether real or personal, should be first liable to Answer, and made Subject to the Demands and payment of the Debts bona Fide due to the Inhabitants, and actual Residents within this Province, Be it therefore Enacted by the Authority, Advice, and Consent aforesaid, that from and after the tenth Day of October next, when and as often as any Merchant Factor or other Person, actually living out of this Province, in Great Britain or else where, and having