

by the said Commiss^{rs} and by them returned, with other their Proceedings as before directed, into the County Court.

L. H. J.
Liber No. 46

And be it likewise Enacted, That an Action may be brought in the names of the said Commiss^{rs} on such Bonds, and in case of Judgment, Execution issue to the use of the Person to whose use passed, and that no such Action shall abate by the Death or Deaths of the same Commiss^{rs} or Any of them, but that the Action shall proceed, and Execution issue, as if such Commiss^{rs} were Actually living.

And be it Enacted by the Authority aforesaid, that where any Creditor or Creditors of such person or persons so as aforesaid absconding, Runaway, Bankrupt, stoping or refusing Payment as aforesaid, shall have good reason to believe, that any of the Effects or Debts due to such Persons absconded, Runaway, Bankrupt, or stoping or refusing payment as Aforesaid, are or shall be concealed by any person or persons within this Province, that in such Case it shall and may be lawful for such Creditor or Creditors to Apply to the Commissioners aforesaid and give them notice thereof under the Hand or Hands of such Creditors, with a List of the names of such as they believe so concealing the Effects or Debts as aforesaid, with an Account of what Effects or Debts, to the best of their Knowledge, are so by them concealed: and the said Commiss^{rs} or Any Two of them are hereby impowered, Authorized, and directed, to procure such Debtor or Debtors to be examined, by way of Interrogatories, upon Oath on the Holy Evangelis by any County Magistrate in the County where the said Debtor or Persons so concealing as aforesaid respectively reside, or before A Provincial Magistrate in such County: and in Case such Debtors or Persons shall refuse to Appear, And Answer to such Interrogatories upon Oath, it shall and may be lawful for such Magistrate to commit such Debtor or person concealing and so refusing, until he shall comply by Answering upon oath as aforesaid. And in case such Debtor or person so concealing as aforesaid shall wilfully swear or Affirm falsely such person shall be liable to be punished, as in case of wilful and Corrupt Perjury.

And be it Further Enacted, That all any every act or Acts of Assembly now in Force, so far as relates to the manner of suing out Attachments within this Province, shall be, and are hereby declared to be repealed, and made null and Void. Provided always, that nothing in this Act contained shall extend, or be construed to extend, to stop or hinder Any Person or Persons whatsoever from proceeding in all and every Action or Actions now depending, and founded on the Act or Acts of Assembly, now in force, relating to the manner of suing out Attachments within this Province, but that all such Actions shall be proceeded on in the same manner, as if this Act had never been made, Any Thing herein contained to the contrary notwithstanding.