

XI. 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 authorised, 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 the first day of September, seventeen hundred and seventy-six, and that he constantly kept the money by him received, or so much of the same, or other money, as he shall specify in his oath or affirmation, or that, before the said twentieth day of April, he sold property for the purpose of paying his debts as aforesaid, and that he left the money in the hands of the purchaser, where it remains, for the purpose of paying his debts as aforesaid, such debtor may pay, to either of the treasurers of this state, the amount of the money by him received and kept as aforesaid, or left as aforesaid, or the balance by him received above what he hath paid as aforesaid, or any part thereof, in discharge of the debt due to such creditor, in the said continental, convention, or bills of credit emitted by acts of assembly under the old government, aforesaid, on or before the twentieth of March next, or in the said new bills of credit, or bills emitted under the act to enable the treasurer of the western shore to draw and sell bills of exchange, and for an emission of bills of credit, if necessary, at the rate of one dollar of the same bills for every forty dollars due and payable at any time before the first day of July next; and such payment shall be deemed in law a payment of such creditor or his assignee, and the treasurer's receipt shall be good evidence in the courts of law and equity of the payment of such debt, and shall be allowed sufficient in the courts of law and equity, and in the orphans courts, on the administration of the estates of deceased persons, and the treasurers shall exchange any continental, convention, and bills emitted by acts under the old government, by him so received for new bills, at the rate of one for forty, and the same, together with all new bills, and bills emitted by the said act of assembly, which may be paid for the purpose aforesaid, shall retain in his office, liable to the attachment of creditors, and subject to the future direction of the general assembly.

C H A P.

V.
Bills issued by
congress, &c.
not a legal
tender, &c.

XII. And be it enacted, That where any executor, administrator, guardian, trustee or factor, has received any of the said bills of credit, it shall and may be lawful for such executor, administrator, guardian, trustee or factor, and he is hereby authorised, to pay and discharge to the amount of the money by him actually and *bonâ fide* received, in the new bills of credit, at the said rate of one dollar of the said new bills for every forty dollars by him received. Provided always, that if the executor, administrator, guardian, trustee or factor, hath not paid away the money by him received in the aforesaid bills of credit, in a course of administration, or otherwise expended it in pursuance of the trust reposed in him, or kept the same by him, but hath converted the same to his own use, in any manner, except by lending the same, then such executor, administrator, guardian, trustee or factor, shall be accountable, on oath or affirmation, for the value of

Executor, &c.
may pay money received
in new bills;
&c.