

John Smith, (the wearing Apparel for himself, Wife and Children, Bedding for himself and Family, with necessary working Tools for their Occupation, Trade, and what may be necessary for their Subsistence, not exceeding the Value of Ten Pounds Current Money only excepted,) for the Satisfaction of his or their said Debts, in such Sort, Manner, and Form, as he or they might have done, if the Person of the said John Smith so discharged as aforesaid, had never been taken in Execution. Any Act, Statute, or Custom to the contrary, notwithstanding.

Session
Laws

And Be It Further Enacted, by the Authority aforesaid, by and with the Advice and Consent aforesaid, That in Case, the said Sheriff shall be sued for any Matter or Thing required of him to be done by this Act, that then the said Sheriff may enter a common Appearance without Special Bail, to any such Action or Actions as shall be brought against him, and plead the General Issue, and give this Act, or the Exemplification thereof, with the special Matter thereon arising in Evidence. And that if the Plaintiff or Plaintiffs commencing or bringing such Action or Actions as aforesaid, shall be Nonsuit, the Defendant or Defendants shall recover against him or them double Costs of Suit. Any Law, Statute, Usage, or Custom to the contrary, notwithstanding.

And Be It Further Enacted, by the Authority, Advice, and Consent aforesaid, That the Sheriff aforesaid, shall, after such Delivery up and Surrender as aforesaid, give publick Notice at the Churches, Court-Houses, and Mills within the said County, of some precise Time, by him the said Sheriff, and the said Two Justices, to be appointed for the Distribution of the Effects of the said John Smith, no less than Twenty Days after the making of the said Surrender; and shall then and there, in the Presence of Two Justices as aforesaid, and by their Advice and Directions, make Distribution of the Estate of the said John Smith so as aforesaid to be surrendered, delivered up, or transferred, amongst such of his Creditors only, as shall then, by themselves, or their Attorney or Attornies, think fit to be present at such Distribution, by an equal and proportionable Distribution thereof to every such Creditor, with Respect had, and in Proportion to the Largeness of his or her Debt, save that such Fees as the said Smith owes to the Sheriff, in whose Custody he is; and such Debts of the said John Smith, as his Securities upon his Sheriff's Bonds stand chargeable for, be first paid out of such Effects so as aforesaid to be surrendered and assigned; and the Residue, if any, to be distributed as aforesaid. The Proceedings of the said Justices and Sheriff, in that Behalf, to be certified to the County-Court aforesaid, and there lodged, for the Perusal of any of the Creditors of the Debtor aforesaid, that shall require the same; and without any Fee to be paid thereon, or for such Lodging thereof.

p. 17