

ARTICLE X.

Attachments.

Chapter 306 adds the following sections to this Article, under the sub-title of

ATTACHMENTS ON ORIGINAL PROCESS.

SEC. 1. Every person and every body corporate that has the right to become a plaintiff in any action or proceeding, before any judicial tribunal in this State, shall have the right to proceed by attachment, in the following cases, upon the conditions and in the manner herein provided: Before any such writ of attachment shall be issued the plaintiff, or some person in his behalf, shall make an affidavit before the clerk of the court from which said attachment shall issue, stating that the defendant or defendants named in the writ of attachment is *bona fide* indebted to the plaintiff or plaintiffs in the sum of ——— dollars, over and above all discounts; and that the plaintiff knows, or has good reason to believe either (first) that the debtor is about to abscond from this State, or (second) that the defendant has assigned, disposed of, or concealed, or is about to assign, dispose of, or conceal his property, or some portion thereof, with intent to defraud his creditors, or (third) that the defendant fraudulently contracted the debt, or incurred the obligation respecting which the action is brought, or (fourth) that the defendant has removed, or is about to remove, his property, or some portion thereof, out of this State, with intent to defraud his creditors.

2. At the time of making said affidavit the plaintiff shall produce the bond, account or other evidence of the debt, by which said debtor is indebted, and the same shall be filed among the papers in the cause.

3. There shall be issued with every attachment issued, under the provisions of the two preceding sections, a writ of summons against the defendant, as is usual in actions at law.

4. Every clerk, before issuing an attachment, under the preceding sections, shall take from the plaintiff, or some person on