

## CHAPTER MCMXX.

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AN ACT TO DEVISE A PARTICULAR FORM OF PROMISSORY NOTE NOT  
LIABLE TO ANY PLEA OF DEFALCATION OR SET-OFF.

[Section I.] (Section I, P. L.) Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania, in General Assembly met, and it is hereby enacted by the authority of the same, That, from and after the first day of March next, all notes in writing, commonly called promissory notes, bearing date in the city or county of Philadelphia, whereby any person or persons, bodies politic or corporate, or copartnerships in trade, shall promise to pay, or cause to be paid, to any other person or persons, bodies politic or corporate, or copartnership in trade, and to the order of the payee for value in account, or for value received, and in the body of which the words "without defalcation," or "without set-off" shall be inserted, shall be held by the endorsees discharged from any claim of defalcation or set-off by the drawer or indorsers thereof, and the indorsees shall be entitled to recover against the drawer and indorsers, such sums as, on the face of the said notes, or by indorsements thereon, shall appear to be due. Provided always, That in every action brought by the holder of such note, whether against the drawer or indorsers, the defendant may set off and defalk, so far as the plaintiff shall be justly indebted to him in account, by bond, specialty or otherwise.

Passed February 27, 1797. Recorded L. B. No. 6, p. 148.

## CHAPTER MCMXXI.

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AN ACT TO DECLARE COHOCKSINK CREEK A PUBLIC HIGHWAY.

[Section I.] (Section I, P. L.) Be it enacted by the Senate and House of Representatives of the Commonwealth of Penn-