

CHAPTER DXVIII.

A SUPPLEMENT TO AN ACT, ENTITLED "AN ACT FOR THE RELIEF OF INSOLVENT DEBTORS WITHIN THE PROVINCE OF PENNSYLVANIA."¹

Whereas by virtue of an act of general assembly, entitled "An act for the relief of insolvent debtors within the province of Pennsylvania,"¹ any person charged in execution for any sum or sums of money not exceeding in the whole the sum of one hundred pounds is entitled to the benefit of the said act in the manner therein directed.

And whereas such relief may be extended to persons committed for larger sums without any inconvenience to the public.

[Section I.] Be it therefore enacted by the Honorable John Penn, Esquire, Lieutenant-Governor under the Honorable Thomas Penn and Richard Penn, Esquires, true and absolute Proprietaries of the Province of Pennsylvania and counties of Newcastle, Kent and Sussex upon Delaware, by and with the advice and consent of the representatives of the freemen of the said Province in General Assembly met, and by the authority of the same, That any person or persons charged or hereafter to be charged in execution for any sum or sums of money not exceeding in the whole the sum of one hundred and fifty pounds to any one person shall and may, after the publication of this act, be relieved in the same manner as any person now can or may be for a smaller sum by virtue of the said act or of an act, entitled "An act for the amendment of the law, entitled 'An act for the relief of insolvent debtors,'"² anything therein contained to the contrary notwithstanding.

[Section II.] And be it further enacted by the authority aforesaid, That if any creditor or creditors, being dissatisfied with the oath or affirmation of the party charged in execution, and shall and do insist upon his or her being longer detained

¹ Passed February 14, 1729-30, Chapter 315.

² Passed February 6, 1730-31, Chapter 321.

in the prison, the court shall notwithstanding immediately discharge the said prisoner unless the said creditor or creditors shall then and there agree by writing, under his or her hand, to pay and allow any sum of money that shall be assessed by the said court not exceeding five shillings per week, but in case the prisoner has a wife or children, any sum not exceeding seven shillings and six pence per week to the prisoner, his wife or children; or in case the prisoner be a widow, to her and her children in such proportions as the justices of the said court from time to time shall direct, on every Monday so long as he or she shall continue in prison in the same manner and under the same restrictions and penalties as in the aforesaid act of assembly made for the relief of insolvent debtors is provided.

[Section III.] And be it further enacted by the authority aforesaid, That so much of the act of assembly aforesaid to which this act is a supplement as is hereby altered or changed, be and is hereby repealed.

Passed February 2, 1765. Referred for consideration by the King in Council, February 10, 1766, and allowed to become a law by lapse of time in accordance with the proprietary charter. See Appendix XXIV, Section VIII, and the note to the Act of Assembly passed February 14, 1729-30, Chapter 315.

CHAPTER DXIX.

AN ACT FOR THE RELIEF OF WALTER DAVIES, A LANGUISHING PRISONER IN THE GAOL OF PHILADELPHIA, WITH RESPECT TO THE IMPRISONMENT OF HIS PERSON.

Whereas Walter Davies hath, by petition to the present assembly of this province, set forth that he now is a languishing prisoner in the gaol of the city of Philadelphia, where, for eight months past, he hath been confined at the suit of a certain Francis Hamitt for a debt of one hundred and twenty pounds sterling for which the said petitioner gave his notes of hand to a certain John Charles Sauliner, who is become a bankrupt, and the said notes have been indorsed or assigned to the said Francis