

town of Carlisle in the county of Cumberland for the use of the First [Presbyterian] congregation, under the pastoral care of John Steel,"¹ that the said act is near expiring by its own limitation, and that it is necessary further time be given to enable them to sue for and recover the moneys thereby intended to be recovered and to comply with the other purposes therein mentioned:

[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 the said act of general assembly and every part, article, clause and thing therein contained shall be and are hereby declared to be continued for and during the space of one year from and after the time limited in and by the said act for the continuance thereof and no longer.

Passed September 30, 1769. Confirmed by the King in Council, May 24, 1771. See Appendix XXVII, Section III, and the note to the Act of Assembly passed September 20, 1766, Chapter 546. Expired.

CHAPTER DCI.

AN ACT FOR THE RELIEF OF JOHN GALBREATH, A LANGUISHING PRISONER IN THE GAOL OF CHESTER, WITH RESPECT TO THE IMPRISONMENT OF HIS PERSON.

Whereas it hath been represented to the assembly of this province by the petition of John Galbreath that he is a languishing prisoner in the gaol of Chester county, and that although he is willing to assign over all his effects to the use of his creditors, yet being indebted to one person in a sum of money exceeding one hundred and fifty pounds he cannot receive the benefit of the act of assembly made and provided for the relief of insolvent debtors:

¹Passed September 20, 1766, Chapter 546.

[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 the justices of the county court of common pleas for the county of Chester, or any three of them, shall on application for that purpose to them in writing made by the said John Galbreath appoint a certain day and place for holding a special court of common pleas, whereof due notice shall be given to his creditors, by leaving the same in writing at his, her or their last place of abode; at which time and place the said justices or any three of them shall, by an order or rule of the said court, cause the said John Galbreath to be brought before them; and the said court shall then and there, in the presence of the said creditors if the will be present, administer to the said John Galbreath an oath or affirmation according to law to the following effect, viz.:

That the account by him delivered into that honorable court in his petition to the said court doth contain a true and perfect account of all his real and personal estate, debts, credits and effects whatsoever which he or any in trust for him have or at the time of his said petition had, or is or was in any respect entitled to, in possession, remainder or reversion (excepting the wearing apparel and bedding for himself and family, not exceeding ten pounds in [value in] the whole), and that he has not at any time since his imprisonment or before directly or indirectly sold, leased or assigned or otherwise disposed of or made over in trust for himself or otherwise, other than is mentioned in such account any part of his lands, estate, goods, stock, money, debts or other real or personal estate whereby to have or expect any benefit or profit to himself or family or to defraud any of his creditors to whom he is indebted.

And the said John Galbreath having taken such oath or affirmation in open court, and his creditors failing to discover any effects or estate belonging to such deponent omitted in his said account; and the said John Galbreath making assignments to any one or more of the creditors as the court shall order and

direct in trust for all his said creditors of all his lands, goods and effects contained in such account by a short indorsement thereon, by which said assignment the estate, interest and property of the lands, goods and effects so assigned shall be vested in the person or persons to whom such assignment shall be made, who may take possession of the same in his or their own name or names and after which no release of the said John Galbreath, his executors or administrators, shall be any discharge against or bar to the assignees aforesaid; then the said court shall cause and order the said John Galbreath to be discharged from his imprisonment aforesaid.

[Section II.] And be it further enacted by the authority aforesaid, That the person of the said John Galbreath after such his discharge as aforesaid shall not at any time hereafter be imprisoned for any debts before the time of his discharge contracted.

Provided nevertheless, That the discharge of the said John Galbreath by virtue of this act shall not acquit or discharge any other person from such debt; sum or sums of money for which such person now is bound or engaged with the said John Galbreath, nor any lands, goods, chattels or other effects which the said John Galbreath may hereafter acquire.

[Section III.] Provided also, and be it further enacted by the authority aforesaid, That if the said John Galbreath shall upon any indictment for taking a false and corrupt oath or affirmation in any matter or thing contained in the said oath or affirmation be convicted by his own confession or by the verdict of twelve men, he shall suffer all the pains and penalties which by law may be inflicted on any person convicted of willful and corrupt perjury, and shall likewise be liable to be arrested, taken and imprisoned upon any process *de novo* and charged in execution for the said debt in the same manner as if the said John Galbreath had never been in execution or discharged before, and shall forever after be barred of any benefit of this act.