

able debts, charge of child or Children, to make Sale of such parts or tracts of the said Land as the Council & Court shall Judge meet, towards the defraying of such Just debts, the education of such child or children, support of the widow, and the better Improving the remainder of the estate to their advantage, And that this Law Continue and be in force for one whole year and no Longer.

H.S.P., Logan Papers, Law Book, 1693-1699/1700. Chapter 188, 1688. Amended by chapter 122, 1694 and chapter 130, 1697. See Vol. II St.L. 51, ch. XLVI.

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CHAPTER 80.

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[80] THE LAW ABOUT TAKING LANDS IN EXECUTION FOR DEBTS.

Forasmuch as by a Law made at Upland, It was Enacted that all Lands wer made Liable to pay debts with such restrictions & Limitations as are therein expressed — For the fuller and more Satisfactory explanation and alteration of the same, It is hereby Enacted, That all Lands whatsoever and Houses shall be Liable to Sale, Upon Judgment and execution obtained against the defendant, his heirs, executors or administrators — With this Due Proviso, That the Messuage and plantation with its appurtenances, upon which the defendant is Chiefly Seated, may not be exposed to Sale, till the expiration of one year after the Judgment Obtained, To the intent that the owner or any on his behalfe may endeavour the Redemption of the Land — And before such Sale shall be made, the appraisment thereof, shall be by twelve honest & discreet men of the neighbourhood, And that after such Sale and appraisment as aforesaid, the Land shall be and Remain as a free and Clear estate to the purchaser or Creditor, his heirs and Assigns forever, as ever it was to the debtor — Provided always that Lawfull interest be allowed to the Creditor from the time of the said Judgment obtained, Untill up to time of Sale or Satisfaction,

Provided also that the Chief plantation or messuage shall be the Last to be executed, & that this Law continue for one whole year, & till the rising of the next general Assembly, & untill twenty days after and no Longer.

H.S.P., Logan Papers, Law Book, 1693-1699/1700. Chapter 189, 1688. Amended by chapter 121, 1694. See Vol. II St.L. 53, ch. XLVIII.

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CHAPTER 81.

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[81] THE LAW AGAINST WITNESSES REFUSEING TO GIVE EVIDENCE BEING SUMMONED.

Be it Enacted by the Authority aforesaid, That any person Summoned or Required by precept or order from any Court or magistrate to give their evidence upon any matter or Difference, And the said person shall neglect his duty in not appearing accordingly, Such person may be fined at the discretion of a Quorum of Justices of the present or Succeeding Court to the benefit of the party wronged by his absence.

H.S.P., Logan Papers, Law Book, 1693-1699/1700. Chapter 194, 1688. See Vol. II St.L. 47, ch. XLII.

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CHAPTER 82.

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[82] THE LAW ABOUT THE DIKE OF NEW CASTLE.

Whereas there is a certain piece of Marsh, Lying at the North end of the town of New Castle, formerly Granted by Governour Andross to the said town, and since Confirmed by Governour Penn, On Condition they should keep the dikes in good repair; But it hath been since neglected to the great Annoyance of the said town, as also to Strangers; Therefore It is Enacted by the Authority aforesaid, that the foot dike at the north end of the said Town, Lying between the River Side and the town Marsh, be Sufficiently made and upheld, at the Charge of the said town, Which shall be done by Order of the Court of New castle from time to time; And that every person who is taxable within the town of New castle, who Shall Refuse to pay their Adjusted proportion of charge in the said work, It shall be Lawful upon Complaint made to the Court, that there shall be a warrant issued out to Levy the same, upon the goods and chattells of the said party or parties.