

[Section IV.] (Section V, P. L.) And be it further enacted by the authority aforesaid, That the moneys arising from the sales aforesaid (commissions and charges being first deducted) shall be lodged in the treasury of this commonwealth, towards the payment of the fifteen thousand pounds sterling aforesaid, and for no other purpose whatever.

Passed April 1, 1784. Recorded L. B. No. 2, p. 317, etc. See the Acts of Assembly passed February 10, 1785, Chapter 1130; March 28, 1787, Chapter 1284.

CHAPTER MXCVIII.

AN ACT FOR THE RELIEF OF HENRY EBERLE, AN INSOLVENT DEBTOR, CONFINED IN THE GAOL OF LANCASTER COUNTY.

(Section I, P. L.) Whereas Henry Eberle, a prisoner confined in the gaol of Lancaster county for debt, by his petition to this house hath set forth that by reason of divers losses and misfortunes he is wholly unable to satisfy his creditors, and hath prayed that he may be discharged from further confinement; and the house having thereupon, by their committee, caused due and full inquiry to be made into the circumstances of the said Henry Eberle's case, and the prayer of his said petition being found reasonable and necessary:

[Section I.] (Section II, P. L.) Be it therefore enacted, and it is hereby enacted by the Representatives of the Freemen of the Commonwealth of Pennsylvania in General Assembly met, and by the authority of the same, That the county court of common pleas, in and for the county of Lancaster (by the process of which court the said Henry Eberle hath been committed) be, and they are hereby authorized and required upon [the petition] of the said Henry Eberle, to grant unto him the like relief as by the laws of this state is provided and enacted for insolvent debtors who are confined in execution for debt, not exceeding one hundred and fifty pounds to any one person.

[Section II.] (Section III, P. L.) And be it further enacted by the authority aforesaid, That the same court, upon such petition being made to them by the said Henry Eberle, for his discharge as aforesaid, shall thereupon proceed in all things conformably to the purport, intent and meaning of the several acts of assembly now in force in this commonwealth, for the relief of insolvent debtors, not owing more than one hundred and fifty pounds to one person as aforesaid) that their discharges be equally valid and effectual, and their proceedings equally good and binding to all intents and purposes whatsoever.

[Section III.] (Section IV, P. L.) Provided always, and be it enacted by the authority aforesaid, That if any creditor or creditors of the said Henry Eberle do not or shall not reside in this state at the time of such proceeding before the same court, that the service of notice of the application to the said court, or any rule or order of the same court in the premises, on the known agent or attorney of such creditor or creditors within this state, shall be equally good and effectual as if the same notice or notices were served on such creditor or creditors in person.

[Section IV.] (Section V, P. L.) Provided also, and be it further enacted by the authority aforesaid, That after the said Henry Eberle, shall obtain his discharge by virtue of this act, it shall not be lawful for the court, so discharging, to remand him to gaol, although the creditor or creditors of him so discharged, shall or may desire the same, and offer to give security to pay such weekly allowance to the said debtor as the said court shall assess.