

upon the Indian territory between Lycomick or Lycoming creek on the east and Tyagaghton or Pine creek on the west as well as other lands within the said residuary purchase from the Indians of the territory within this state excepting always the lands herein before excepted shall be allowed a right of pre-emption to their respective possessions at the price aforesaid.

[Section VI.] (Section XI, P. L.) Provided always and be it enacted by the authority aforesaid, That no person shall be entitled to the preemption aforesaid unless he, she or they shall have made actual settlement as before described before the year of our Lord one thousand seven hundred and eighty and that no such claim shall be admitted to or under any such person or persons for more than three hundred acres of land with the usual allowance for roads to be surveyed together and in one tract, nor unless application for the same be made and the consideration thereof tendered to the receiver-general of the land-office on or before the first day of November next.

Passed December 21, 1784. Recorded L. B. No. 2, p. 384, etc.
See the Acts of Assembly passed October 3, 1788, Chapter 1364;
April 3, 1792, Chapter 1624.

CHAPTER MCXXIII.

AN ACT FOR DIRECTING THE MODE OF RECOVERING DEBTS CONTRACTED BEFORE THE FIRST DAY OF JANUARY, IN THE YEAR OF OUR LORD ONE THOUSAND SEVEN HUNDRED AND SEVENTY-SEVEN.

(Section I, P. L.) Whereas most of the debts contracted by the citizens of this state before the first day of January in the year of our Lord one thousand seven hundred and seventy-seven which yet remain unpaid are due and owing from persons who from principles of honor and honesty declined paying their debts in paper currency of less value than the money in which they were contracted when by the laws of the state they might have so done and it would be unreasonable that

such debtors should be compelled or compellable to discharge their old debts in gold or silver money until it shall become more plenty and easier to be acquired: And whereas divers acts have been heretofore made giving time to such debtors to pay such debts which acts have expired by their own limitation and it is reasonable to provide a further term for the payment of such debts:

[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 where any judgment hath already been or hereafter shall be entered in any court of record within this state against any citizen or inhabitant thereof either by default or upon the confession of the party, the report of referees, the verdict of a jury, or otherwise, for any sum of money contracted for or due upon any bond, speciality, bill, note, bill of exchange, order, assumpsit, simple contract, or otherwise, or for rents, or annuities due or payable before the said first day of January in the year one thousand seven hundred and seventy seven:

Such court is hereby authorized and required to ascertain the sum or sums so due in each respective case and thereupon to give judgment for the whole sum due as well principal as legal interest to the time of such judgment being obtained; with stay of execution nevertheless for the respective times herein after limited, That is to say; as to one-third part of the said principal and interest and one year's interest thereon, and the whole cost and charges accrued thereon for the term of one year, from and after the passing of this act: As to one other third part thereof and one year's interest upon two-third parts thereof with the increased costs and charges thereon, for the term of two years from and after the passing of this act; and as to the remaining one-third part thereof with one year's interest thereon, and the further increased costs and charges thereon for the term of three years from and after the passing of this act and that several executions for the said several proportions of the said debts or damages may and shall be issued at the request of the plaintiff or plaintiffs, his, her, or

their executors, administrators or assigns, if the said several proportions of the same be not paid and discharged with interest and costs in the manner and at the times above specified and in all such judgments hereafter to be entered the stay of execution shall be regulated in equal third parts. That is to say, the first third part thereof for such time as shall be equal to one-third part of the time between the entering of such judgment and the expiration of three years from the passing of this act: the second third part thereof for such time as shall be equal to two-thirds parts of the time from the entering such judgment and the expiration of three years from the passing of this act: and the remaining third part thereof until the expiration of the said three years from the passing of this act; after which time executions may and shall at the request of the plaintiff or plaintiffs, his or their executors, administrators or assigns or any person for him or them be issued against the defendant or defendants, his, her or their executors, administrators or assigns without any writ or writs of scire facias, to revive such judgments.

[Section II.] (Section III, P. L.) And be it further enacted by the authority aforesaid, That all process and proceedings upon any writs of execution now issued and in the hands of any sheriff or other officer within this state founded upon judgments obtained for any such debts due before the first day of January in the year of our Lord one thousand seven hundred and seventy-seven shall be stayed and the sheriffs and other officers are hereby forbid to proceed therein if the defendant or defendants in such writ named or some person for him or them shall tender and pay to such sheriff or other officer the amount of the interest of such debt and the costs and charges accrued thereon at any time before actual sale of the goods and chattels, lands and tenements taken in execution and shall give security that the goods and chattels (if such be taken in execution upon such writs) shall be forthcoming in equal plight and of equal value at the expiration of one year from the passing of this act and satisfy such debts or damages as in the said writs are specified.

(Section IV, P. L.) And whereas divers persons have assigned and made over their estates or some parts thereof to trustees to be sold for the satisfaction of debts contracted before the said first day of January one thousand seven hundred and seventy-seven, and it is reasonable to allow to such assigning debtors the benefit of the terms herein before allowed to other debtors for discharging their old debts:

[Section III.] (Section V. P. L.) Be it therefore enacted and it is hereby enacted by the authority aforesaid, That no assignee or assignees in trust of the estate of any debtor whose debts were contracted and the assignment to secure the same was made before the said first day of January one thousand seven hundred and seventy-seven shall have power to sell, or expose to sale any part of the lands or tenements so to them or him assigned for the purpose of raising money to pay such debts within the term of three years from the passing of this act, without the consent of such assigning debtor to be expressed in writing or by his signing as a witness or a party to the deeds of conveyance of the same.

(Section VI, P. L.) Provided always nevertheless, That nothing contained in this act shall be taken or construed to affect the recovery of any debt due to this state or to the United States and that if any defendant or defendants or any assigning debtor or debtors as aforesaid are not or shall not be seized in his or their own right of a real estate sufficient to satisfy beyond reprises all his [her] or their debts, and shall be about to depart this state without securing the same then and in such case it shall and may be lawful to and for all and every plaintiff and plaintiffs, creditor and creditors, assignee and assignees, to sue out executions and proceed to sale of all their goods and chattels, lands and tenements, to satisfy such debts, in the same manner as he or they could have done the same if this act had never been passed anything herein contained to the contrary in anywise notwithstanding.

[Section IV.] (Section VII, P. L.) And provided also and be it further enacted by the authority aforesaid, That this act nor anything therein contained shall not extend or be construed to extend to any debt or debts which were due before

the fourth day of July one thousand seven hundred and seventy-six by any of the citizens of this state to any of the subjects of Great Britain.

Passed December 23, 1784. Recorded L. B. No. 2, p. 387, etc.

CHAPTER MCXXIV.

AN ACT FOR INCORPORATING THE PRESBYTERIAN CONGREGATION OF PEQUEA, IN THE TOWNSHIP OF SALISBURY AND COUNTY OF LANCASTER.

(Section I, P. L.) Whereas the Presbyterian congregation of Pequea in the county of Lancaster have prayed that their said congregation may be incorporated and by law enabled as a body corporate and politic to receive and hold such charitable donations and bequests as have been or that hereafter may be made to their society and vested with such powers and privileges as are enjoyed by other religious societies who are incorporated in this state: And whereas this house is disposed to exercise the powers vested in the legislature of the commonwealth for the encouragement of pious and charitable purposes:

[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 Isaac McCalmont, Amos Slaymaker, James Armor, Thomas Slemmons, Andrew Caldwell, Robert Byers, David Jenkins, Thomas Patton and the Reverend Robert Smith, and their successors duly elected and appointed in such manner as herein after is directed be and they are hereby made and constituted a corporation and body politic in law and in fact to have continuance forever by the name, style and title of "The Trustees of the Presbyterian Congregation of Pequea in Saulsbury township and county of Lancaster."

[Section II.] (Section III, P. L.) And be it further enacted by the authority aforesaid, That the said corporation and their