

CAP. XXIII.

An ACT for giving the like REMEDY upon PROMISSORY NOTES as on INLAND BILLS of EXCHANGE.

Be it enacted, by the Governor, Council and Assembly,

THAT all notes in writing for any sum of money, payable to order or bearer, shall be assignable and indorsable over, in the same manner as inland bills of exchange are by the custom of merchants; and that any person or persons to whom, or to whose order, such note shall be made payable shall and may maintain, his, her or their action for such sum of money in like manner as in cases of inland bills of exchange, with damages and costs of suit.

Notes in writing for money payable to order, assignable as inland bills of exchange.

CAP. XXIV.

An ACT to enable CREDITORS more easily to recover their DEBTS from JOINT PARTNERS.

WHEREAS creditors are often put to great trouble and difficulty in recovering debts due from joint partners, the proceeding to outlawry against persons who cannot be taken by process, not being in use in this province, and doubts have arisen, whether any one joint partner is now compellable to answer for the partnership debts, unless all are brought into court, which many times cannot be done, for remedy whereof,

Preamble.

II. *Be it enacted by the Governor, Council and Assembly,* That all persons that now are or hereafter shall be jointly indebted to any other person or persons whatever, for any joint contract, obligation, matter or thing whatsoever, for which remedy could or might be had at law against such debtors, in case all were or could be taken by process issued out of the courts of this province, shall be answerable to their creditors separately for such debts; that is to say, such creditor or creditors shall and may issue process against such joint debtors, in the manner now in use, and in case any or either of such joint debtors shall be taken, and brought into court by virtue of such process, he, she or they, so taken and brought into court, shall answer to the plaintiff or plaintiffs, and in case the judgment pass for the plaintiff or plaintiffs, he or they shall have his or their judgment and execution against those that are brought into court, and against the other joint debtors named in the process, in the same manner as if they had been all

joint debtors answerable separately.

Creditor may issue process against joint debtors, as usual, and if any are taken, judgment and execution shall be had against them and others, named in the process, tho' not taken.