

such trader, as to the sum so admitted, shall not, within twenty-one days next after the filing of such admission, pay or tender and offer to pay to his creditor the sum so admitted, or secure and compound for the same, to the satisfaction of the creditor, and as to the residue of such demand, shall not, within twenty-one days after personal service of such Summons, pay, secure, or compound for the same, to the satisfaction of his creditor, or enter into a bond, in such sum and with two sufficient sureties, as the Judge or Commissioner shall approve of, to pay whatever sum shall be recovered in any action which shall have been, or shall thereafter be brought for the recovery thereof, together with such costs as shall be given in that action, every such trader shall be deemed to have committed an act of bankruptcy, on the twenty-second day after the service of the Summons: Provided a commission of bankruptcy shall issue against such trader within two months from the filing of the said affidavit of the creditor.

Provido.

Trader signing admission to a part of demand, arbitrators may be appointed to determine the amount due.

IX. And be it enacted, that in any case, when any such trader so summoned as aforesaid, shall, upon his said appearance, make a deposition in the form hereinbefore required, that he believes he has a good answer to the said demand, or to some and what part thereof, it shall and may be lawful for the Judge or Commissioner, on the application of the said trader, or of his creditor acting as aforesaid, to name one arbitrator, for the said trader to name a second, and for the creditor, whose claim is disputed, to name a third, to arbitrate and adjudge between the parties respectively as to such demand; and in case either the said trader or the creditor shall refuse or neglect to name an arbitrator as aforesaid on his behalf, then the said Judge or Commissioner shall nominate and appoint such arbitrator; and the award and determination of any two of them, the said arbitrators, shall be final and conclusive, unless

the said hereinafter not, with such Judge award and pay to determine secure of his creditor committed day after Provide against of the said

X. A signed summons him, or and effect signed his attorney or any vince such t at his admissi vided scribe tion th to be trader, Attorn shall unto a