

" Courts of Civil Judicature and to establish Trials by Juries in actions of a commercial nature and personal wrongs to be compensated by damages," shall not only contain the several matters required by the said Ordinance, but also, that no offer has been made to pay in Army Bills the sum of money in such affidavit mentioned, and therein sworn to, for the purpose of holding such person to special bail: and if any process shall be issued against any person upon which such person might have been held to special bail before the passing of this Act, and no affidavit shall be made as aforesaid, that no such offer of payment in Army Bills had been made as aforesaid, such person shall not be arrested on such process, but proceedings shall be had against such person in the same manner as if no affidavit had been made for the purpose of holding such person to special bail under the provisions of the Ordinance, last aforesaid; Provided always, that if an affidavit shall be made upon which any person or persons might have been held to special bail upon any such process as aforesaid, before the passing of this Act, and it shall be likewise sworn in such affidavit that such offer of payment in Army Bills has been made as aforesaid, so that the person or persons who might have been arrested and held to special bail, upon such process if this Act had not been made, cannot by reason of such offer and of the provisions in this Act contained, be so arrested and held to special bail: it shall be lawful for the Court out of which such process shall issue or for any Judge of such Court, in a summary way, in term or vacation, to order the defendant or defendants in the action in which such process shall issue, and who might have been so held to special bail as aforesaid, if this Act had not been made, to cause Army Bills to the amount of the sum of money for which such person or persons might have been so held to special bail, if this Act had not been made, to be deposited in such manner as such Court or such Judge shall direct, to answer the demand of the plaintiff or plaintiffs in such action, and if such deposit shall not be made within the time limited by such order after such notice thereof as shall thereby be directed to be given, it shall be lawful upon affidavit duly made and filed, that such deposit has not been made according to such order, to arrest such defendant or defendants, and to hold him or them to special bail, in such and the same manner, as if this Act had not been made.

No attachment shall issue, if there be not an affidavit of no tender in Army Bills.

X. And be it further enacted by the authority aforesaid, that for and during the period of five years, to be computed from the first day of August, one thousand eight hundred and twelve, no process of attachment for attaching the estates, debts and effects of what nature soever, of any person or persons whomsoever, whether in the hands of the owner, the debtor or of a third person prior to trial and judgment, shall issue, unless the affidavit which shall be made for that purpose according to the provisions contained in the Ordinance, made and passed in the twenty-seventh year of the Reign of His Majesty, King George the Third, intituled, " An Ordinance to continue in force for a limited time, " An Ordinance made in the twenty-fifth year of His Majesty's Reign, intituled, " An Ordinance to regulate the proceedings in the Courts of Civil Judicature and to establish Trials by Juries in actions of Commercial nature and personal wrongs to be compensated in damages," with such additional regulations as are expedient and necessary, shall not only contain the several