CAP. V.

An Act againſt fraudulent Deeds, Alienations, &c.

3 *H.* 7. *c.* 4. Fraudulent Deeds made to avoid the Debts of others ſhall be void, and the Penalties of the Parties to ſuch fraudulent Aſſurances. 2 Bulſtr. 218.

'FOR the Avoiding and Aboliſhing of feigned, covinous and fraudulent Feoffments, Gifts, Grants, Alienations, Conveyances, Bonds, Suits, Judgments and Executions, as well of Lands and Tenements as of Goods and Chattels, more commonly uſed and practiſed in theſe Days than hath been ſeen or heard of heretofore: (2) Which Feoffments, Gifts, Grants, Alienations, Conveyances, Bonds, Suits, Judgments and Executions, have been and are deviſed and contrived of Malice, Fraud, Covin, Colluſion or Guile, to the End, Purpoſe and Intent, to delay, hinder or defraud Creditors and others of their juſt and lawful Actions, Suits, Debts, Accounts, Damages, Penalties, Forfeitures, Heriots, Mortuaries and Reliefs, not only to the Let or Hinderance of the due Courſe and Execution of Law and Juſtice, but alſo to the Overthrow of all true and plain Dealing, Bargaining and Chevifance between Man and Man, without the which no Commonwealth or civil Society can be maintained or continued:'

All fraudulent Conveyances made to avoid the Debt or Duty of others ſhall be void. Raſt. 207. 27 Eliz. *c.* 4. 2 Leon. 9, 223. 2 Roll 493. Latch 222. Dyer 295, 354. 3 Coke 80. 5 Co. 60. 8 Co. 171. 9 Co. 108. 10 Co. 56.

II. Be it therefore declared, ordained and enacted by the Authority of this preſent Parliament, That all and every Feoffment, Gift, Grant, Alienation, Bargain and Conveyance of Lands, Tenements, Hereditaments, Goods and Chattels, or of any of them, or of any Leaſe, Rent, Common or other Profit or Charge out of the ſame Lands, Tenements, Hereditaments, Goods and Chattels, or any of them, by Writing or otherwiſe, (2) and all and every Bond, Suit, Judgment and Execution, at any Time had or made ſithence the Beginning of the Queen's Majeſty's Reign that now is, or at any Time hereafter to be had or made, (3) to or for any Intent or Purpoſe before declared and expreſſed, ſhall be from henceforth deemed and taken (only as againſt that Perſon or Perſons, his or their Heirs, Succeſſors, Executors, Adminiſtrators and Aſſigns, and every of them, whoſe Actions, Suits, Debts, Accounts, Damages, Penalties, Forfeitures, Heriots, Mortuaries and Reliefs, by ſuch guileful, covinous or fraudulent Devices and Practices, as is aforeſaid, are, ſhall or might be in any ways diſturbed, hindred, delayed or defrauded) to be clearly and utterly void, fruſtrate and of none Effect; any Pretence, Colour, feigned Conſideration, expreſſing of Uſe, or any other Matter or Thing to the contrary notwithſtanding.

Co. Lit. 76. a. 1 Leon. 47, 308. Hob. 72. *Cro. El.* 810. *Bac. V.* 2—501. *Vin. V.* 13—533.

The Forfeiture of the Parties to fraudulent Deeds. Coke, pla. 162. Hob. 166. Dyer 351. Cro. El. 645. Cro. Jac. 270.

III. And be it further enacted by the Authority aforeſaid, That all and every the Parties to ſuch feigned, covinous or fraudulent Feoffment, Gift, Grant, Alienation, Bargain, Conveyance, Bonds, Suits, Judgments, Executions and other Things before expreſſed, and being privy and knowing of the ſame, or any of them; (2) which at any Time after the tenth Day of *June* next coming ſhall wittingly and willingly put in Ure, avow, maintain, juſtify or defend the ſame, or any of them, as true, ſimple, and done, had or made *bona fide* and upon good Conſideration; (3) or ſhall alien or aſſign any the Lands, Tenements, Goods, Leaſes or other Things before-mentioned, to him or them conveyed as is aforeſaid, or any Part thereof; (4) ſhall incur the Penalty and Forfeiture of one Year's Value of the ſaid Lands, Tenements and Hereditaments, Leaſes, Rents, Commons or other Profits, of or out of the ſame; (5) and the whole Value of the ſaid Goods and Chattels; (6) and alſo ſo much Money as are or ſhall be contained in any ſuch covinous and feigned Bond; (7) the one Moiety whereof to be to the Queen's Majeſty, her Heirs and Succeſſors,

Who ſhall have the Forfeiture,