

Contract Debts.

AN ACT to render Freehold and Copyhold Estates Assets for the
Payment of Simple and Contract Debts.

[29th August, 1833.]

* * * * *

Freehold and
copyhold
estates in all
cases to be
assets for the
payment of
simple con-
tract or spe-
cialty debts.

1. When any person shall die seised of or entitled
to any estate or interest in lands, tenements, or hereditaments,
corporeal or incorporeal, or other real estate, whether freehold,
customaryhold, or copyhold, which he shall not by his last will
have charged with or devised subject to the payment of his debts,
the same shall be assets to be administered in Courts of Equity

for the payment of the just debts of such persons, as well debts due on simple contract as on specialty ;

3 & 4 Will. IV.,
c. 104.

And the heir or heirs at law, customary heir or heirs, devisee or devisees of such debtor, shall be liable to all the same suits in equity at the suit of any of the creditors of such debtor, whether creditors by simple contract or by specialty, as the heir or heirs at law, devisee or devisees, of any person or persons who died seised of freehold estates was or were before the passing of this Act liable to in respect of such freehold estates at the suit of creditors by specialty in which the heirs were bound :

Provided always that in the administration of assets by Courts of Equity under and by virtue of this Act all creditors by specialty in which the heirs are bound shall be paid the full amount of the debts due to them before any of the creditors by simple contract or by specialty in which the heirs are not bound shall be paid any part of their demands.