

contempt in not paying to C. D. the sum of for costs awarded to the said C. D. by Esquire, Chief Justice [or one of the Justices of our Supreme Court *as the case may be,*] in a certain matter of review lately pending before the said Chief Justice [or Justice,] pursuant to the Acts of Assembly in such case made and provided, and have then there this writ. Witness &c.

[*To be tested in the name of the Chief Justice on the day whether in term or vacation on which the fiat or order for such writ may bear date.*]

By order of the Chief Justice [or Mr. Justice *as the case may be.*]

SHORE.

In case the Sheriff be a party, the writ to be directed to the Coroner as in other cases.

CAP. XII.

An Act in addition to the Acts regulating the sale of Real Estate seized and taken in execution.

Passed 9th March 1838.

Preamble.

WHEREAS the time and place of sale of real estate seized in execution by the Sheriff of any County, are required to be advertised at least six months before such sale can be duly made: And whereas it may sometimes happen that the Sheriff by whom a seizure of real estate may have been made may go out of or be removed from office, or die before the completion of the sale thereof, and doubts have arisen whether such sale can be completed and a proper conveyance executed by the person succeeding to the said office;

Successor to a Sheriff who may have taken any real estate in execution may make sale and conveyance.

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That whenever hereafter it shall happen that the Sheriff who may have seized and taken any real estate in execution shall go out of or be removed from his office, or shall die before the completion of such execution by the sale of the said real estate, that then and in such case the person succeeding to the said office shall proceed to make the sale and conveyance of such real estate in the same manner as if he had seized and advertised the same, without any new writ to him directed for that purpose, and that the notices of the time and place of such sale duly made by his predecessor in office shall be as good and effectual as if no change in the office had taken place.

Distribution of fees.

II. And be it further enacted, That the Sheriff's poundage, payable on any sale of real estate made in conformity to this Act shall be equally divided between the Sheriff by whom the sale and execution shall have been completed and the Sheriff who may have made the seizure, his Executors or Administrators, and the other execution fees, shall be paid to the officer by whom the duty on which the same are respectively chargeable may have been performed.

CAP. XIII.

An Act for the further amendment of the Law.

Passed 9th March 1838.

WHEREAS it is expedient to amend the provisions of the tenth section of an Act passed in the fifth year of the reign of King William the Fourth, intituled "An Act to provide for the more convenient administration of Justice in the Supreme Court," in the following manner; Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That in any case in which

In cases of references.