

An Act to diminish the expense of Sales *en justice* and of confirmations of Title in Lower Canada.

FOR the purpose of diminishing the expenses of the proceedings hereinafter mentioned: Her Majesty, &c., enacts as follows: Preamble.;

1. It shall not be necessary that the Sheriff having the execution of any writ or *alias* writ of *feri facias, de terris*, or of *Venditioni Exponas* against any immovable property, or the party prosecuting the forced licitation of any immovable property, should give notice of the sale of such property at the door of the church of the parish in which it lies, on either of the two Sundays next preceding such sale; but it shall be sufficient that such notice be given on the first of the three Sundays next preceding such sale, anything in the fourth, eighteenth or twenty-second sections of chapter eighty-five of the Consolidated Statutes for Lower Canada, or in the fourth section of Chapter forty-eight of the said Statutes, or in any other act or law to the contrary notwithstanding.
2. It shall not be necessary that the notice required in cases of application for confirmation of title, should be read or given at the church door of the parish, township or place in which the immovable property to which such application relates is situate, or at the most public place in such parish, township or place, on any Sunday except only the Sunday next but two before the day on which such application is to be made, that is to say, on the first of the three Sundays next preceding the said day, anything to the contrary in the second section of chapter thirty-six of the said Consolidated Statutes, or in any other Act or law to the contrary notwithstanding.
3. All sales of immovable property by any Sheriff shall be made at the office of such Sheriff, unless otherwise required as hereinafter mentioned; but the party at whose instance any such property is seized, or his attorney *ad litem*, may before the seizure and by notice in writing, require the Sheriff to sell the same at the church door or other proper place in the parish or locality in which it is situate, or at the Registry Office for the Registration Division in which it is included, at the option of such party; and such property shall accordingly be advertised to be sold, and shall be sold at the place at which the party seizing shall so have declared his option to have it sold.
4. When any immovable property is to be sold by any Sheriff under any writ or *alias* writ of *feri facias de terris* or *Venditioni Exponas*, bids may be made for such property by fyling them in writing at the Sheriff's office at any time after the seizure, except during the three days next preceding the day of sale:—
5. With any such bid, if made by a creditor of the party on whom the property is sold, there shall be fyled an affidavit of such creditor, sworn before a Judge of the Court or Commissioner for taking affidavits to be used in the Court out of which the writ issued, stating the
- Notice of sale to be given at the church door on one Sunday only.
- Nor in cases of application for confirmation of title.
- Sales to be at Sheriff's office, unless party seizing requires other wise.
- Bids for property seized may be made in writing, and how.
- Affidavit to be fyled with any bid by a creditor.