

administrator or administrators, and laid before the said courts respectively; and if it shall appear to the court before which such statement shall be laid, that the estate and effects of such deceased person are not sufficient to pay all his or her just debts, it shall be lawful for such court to authorize and empower the executor or executors, administrator or administrators of such deceased person, to collect sell and dispose of all the estates and effects of such deceased person, and to distribute the produce thereof amongst his or her creditors, according to the manner of distribution by this Act directed in respect of the estates of persons declared insolvent, and always subject to the orders and directions of such court: Provided always, That nothing herein contained shall be construed to affect the right of any creditor having a judgment or special security for his or her debts. 28

Registrars
of deeds
appointed.

AND whereas it is expedient that provision should be made for the registration, within the said colony of *Newfoundland*, of all deeds wills and other assurances, whereby any lands or tenements therein situate may be granted, conveyed, devised, mortgaged, charged or otherwise affected; BE it further Enacted, That the chief clerk of the Supreme Court of *Newfoundland* shall be also the Registrar of deeds within the district or circuit in which the town of *Saint John's* may be situate; and that the chief clerks of each of the Circuit Courts to be holden in and for the two other districts of the said colony, shall respectively be the registrars of deeds within such other districts or circuits; and in each of the said three districts an office shall be kept by such chief clerk respectively, for the due registration of all such deeds wills and other instruments as aforesaid.

Deeds shall be
registered at
the office of
registration
within the
district in
which the
lands are
situate, within
a certain time.

And be it further Enacted, That all deeds, wills, conveyances and other assurances in writing, of what nature or kind soever, whereby any lands or tenements situate in the said colony, or the dependencies thereof, may be hereafter granted, conveyed, devised, mortgaged, charged or otherwise affected or intended so to be, shall be registered at the office of registration within the district or circuit in which such lands may be situate; and that all such deeds conveyances and other assurances as aforesaid, shall be left for registration at such office within six months next after the execution thereof, by the party or parties from whom any interest may pass, in case such party or parties may, at the time of such execution thereof by him her or them, be resident within the said colony or its dependencies, or within twelve months in case such party or parties may at that time be resident elsewhere; and all such wills as aforesaid shall be left for registration at such office twelve months next after the death of the testator or testatrix. 29

How deeds
shall be veri-
fied before
the registrar.

And be it further Enacted, That some or one of the parties executing any such deed conveyance or other assurance as aforesaid, shall appear before the registrar of deeds, and acknowledge the execution thereof by them him or her, or in case none of the parties to any such deed conveyance or assurance shall be resident in the said colony, then the