

shall on due proof be adjudged to the proprietor or lessor, and together with the costs of judgment and execution aforesaid, shall be levied by writ of execution, upon and from the sale of the said effects, it the same shall suffice therefor.

5 X. And be it enacted, That the Sheriff or Bailiff executing any such writ of possession, shall have full power to use force, if necessary, to execute the same.

Sheriff or Bailiff may use force in executing writ of possession. Unexpired portion of a lease to be the first thing sold.

XI. Provided always, and be it enacted, That in any case where the proprietor or lessor shall have obtained a judgment of possession
10 for any unexpired portion of any lease in writing or verbal agreement, or shall have proceeded by *droit de suite* as aforesaid, the writ of execution shall direct the said unexpired portion of the said lease to be first realised and sold before the sale of the said effects shall be made, and the said effects shall in that case only be sold to the extent
15 and for an amount sufficient to cover the entire amount of the judgment with costs as aforesaid, and in all cases the amount levied under any writ of Court shall be returned into and deposited in the office of the Prothonotary of such Court, as the case may be, for distribution thereof according to law and the practice of such Court.

20 XII. And be it enacted, That an appeal shall lie from any judgment rendered as aforesaid, when the amount thereof shall be sufficient, in the same manner and on the same conditions as in other cases, but in addition to the usual security, the appeal bond shall be conditioned for the payment of all damages arising from the non-execution
25 of the judgment, in consequence of such appeal; and no sureties shall be received unless they shall give in writing, signed by them, a description of real property to them belonging, the value whereof shall be equal to the amount for which security is to be given, over and above all hypothecs, charges or incumbrances, payable out of,
30 or affecting the same, nor unless they shall (if required by the opposite party), justify their sufficiency on oath, and produce the titles to such real property as aforesaid.

Appeal given.

What security the Appellant must give.

XIII. And be it enacted, That nothing in this Act shall apply to or affect any proceeding commenced before the passing thereof;
35 and the provisions hereof shall apply to rural as well as urban property.

Application of Act.

XIV. And be it enacted, That the Interpretation Act shall apply to the said first cited Act and to this Act.

Interpretation.

XV. And be it enacted, That all laws and parts of laws which
40 shall not be concordant with the present Act, shall be and are hereby repealed.

Inconsistent Acts repealed.