

Committees to
fyle inventory
of Estate of
drunkard.

XVII. Any Committee of the estate of any habitual drunkard specified in first section of this Act, shall within six months after their appointment, fyle in the office of the Clerk of the County Court which appointed such committee, a just and true inventory of the whole real and personal estate of such drunkard, stating the income and profits thereof, and the debts, credits and effects, so far as the same shall have come to the knowledge of such Committee; and whenever any property belonging to such estate shall be discovered after the fying of any inventory, it shall be the duty of such Committee to fyle as aforesaid, a just and true account of the same, from time to time, as the same shall be discovered.

Inventory to
be on oath.

XVIII. Such inventories shall be verified by oath the of the Committee, to be taken before a Judge of any Court of Record in this Province.

Fying of in-
ventory com-
pellable by
usual process.
Provision
when personal
Estate of
drunkard is
not sufficient
for discharge
of debts.

XIX. The fying of such inventory shall be compelled by the order and process usual in such cases, of the court which appointed the Committee.

Duty of Judge
on Presenta-
tion of eti-
tion in such
cases.

XX. Whenever the personal estate of such drunkard above specified, shall not be sufficient for the discharge of his debts, it shall be the duty of the Committee of his estate to apply by petition to the court by which they were appointed, praying for authority to mortgage, lease or sell so much of the real estate of such drunkard as shall be necessary for the payment of such debts; th said petition shall set forth the particulars and amount of the estate, real and personal, of such drunkard, the application which may have been made of any personal estate, and an account of the debts and demands existing against such estate.

Order by
Judge in such
cases.

XXI. On the presenting of such petition, it shall be the duty of the Judge of such County Court to enquire into the matters therein contained, to examine into the truth of the representations made, and to hear all parties interested in such real estate with all convenient speed.

Security may
be required of
Committee.

XXII. If it shall appear to such Judge upon examination of the matter, that the personal estate of such drunkard before specified is not sufficient for the payment of his debts, and that the same has been applied to that purpose so far as the circumstances of the case rendered proper, an order shall be entered directing the mortgage, leasing or sale of the whole, or such part of the said real estate as may be necessary to discharge the said debts.

Debts to be
paid in equal
Proportion.

XXIII. The Court may require sufficient security to be given by any such Committee, for the faithful application and accounting for the proceeds of such mortgage, lease or sale, and may require an account thereof to be rendered from time to time.

Provisions in
case of insuffi-
ciency of
Estate for
maintenance
of drunkards'
family, &c.

XXIV. In the application of any monies raised by any such mortgage, lease or sale, the Committee shall pay all debts in an equal proportion, without giving any preference whatsoever.

XXV. When the personal property, and the rents, profits and income of the real estate of such drunkard before specified, shall be insufficient for his maintenance, or that of his family, or for the education of his children, a similar application may be made by the Committee to the Judge of the Court having jurisdiction, for authority to mortgage or sell the whole, or so much of the real estate as shall be necessary for that purpose, upon which the same proceedings shall be had, and a like order shall be entered as hereinbefore directed.