

far as the same may relate to the Premises so sold, to the Purchaser thereof, in as full and ample manner as he was bound to perform the same to his or their Landlord.

IV. *And be it further enacted*, That the Sheriff or his Deputy shall appraise the value of all real Estates taken in Execution as aforesaid, by three impartial respectable Householdors, to be appointed as aforesaid, who shall be first sworn by the said Sheriff, or his Deputy, whether he knows or is acquainted with the Premises so to be appraised, fourteen Days before he shall proceed to sell the same; and if they do know or are acquainted with the said Premises, then such Householdors shall be sworn by the said Sheriff, or his Deputy, justly and truly to appraise and value such Estates. And if the appraised Value thereof shall exceed the Amount of such Execution, including the Sheriff's Fees, then it shall and may be lawful for the said Sheriff, or his Deputy, to set up at Auction, and sell only so much of said real Estate, as will be sufficient to discharge the said Execution, and Costs and Charges. And in case the Owner of such Estate so to be sold, or some Person on his Behalf, shall neglect to attend the Sheriff or his Deputy to point out which Part of such real Estate it will be least inconvenient for such Debtor to be deprived of, then it shall be lawful for the said Sheriff or his Deputy to set up and sell that Part of the said Estate which shall appear, at the time of such Sale, to be of the least immediate Advantage to the Debtor; and if the Proceeds of such Sale shall exceed the Amount of such Execution or Executions, and Costs and Charges, such Overplus shall be paid over to the Debtor, or to some Person lawfully authorised to receive the same: And in case no such Person appears, then the Sheriff or his Deputy, shall pay the Overplus into the Court out of which such Execution issues, there to be lodged for the benefit of the right Owner. And in case there shall not be sufficient real Estate as aforesaid to satisfy such Execution upon Return thereof, then the Party shall or may have an

Sheriff 14 days before proceeding to sale of real Estates, to have the same Appraised by 3 Freeholders, to be sworn as aforesaid.

If valued for more than amount of Execution, &c. then only such part thereof to be sold at Auction, as shall be sufficient to discharge Execution.

In case Owner of such Estate, or some Person in his behalf, shall not attend to point out such Part as will be least inconvenient for him to be deprived of, Sheriff may then sell such Part as may be least disadvantageous to the Debtor.

Overplus arising from Sale to be paid to Debtor, and upon his not appearing, then into Court for his Use.

There not being sufficient real Estate, then Creditor