

Proviso.

strict in which such Judgment shall be given, and shall be held in Free and Common Soccage, until such Judgment shall have been duly enregistered in the manner hereinafter directed, in the office of the Prothonotary of the Court of King's Bench of and for the District in which such Lands or other immoveable Property so held in Free and Common Soccage are situate: Provided always, that nothing in this clause contained shall extend or be construed to extend to any Lands or other immoveable Property which shall be held in Free and Common Soccage, and be situate within the limits of the District in which such Judgment shall be given, and that all Lands and other immoveable Property so held in Free and Common Soccage, and situate within the limits of the District in which such Judgment shall be given, shall be and remain mortgaged and *hypothécated* from the date of such Judgment in like manner, and in every respect as if this Act had never been passed.

Judgments enregistered as herein mentioned to create a Mortgage on all Property situate in the District where in such Judgments are rendered &c.

Proviso.

V. And be it further enacted by the authority aforesaid, that from and after the said first day of January in the year of Our Lord one thousand eight hundred and twenty seven, every Judgment of any Court in this Province, by which a Mortgage or *Hypothèque* is now by Law created, and which shall be duly enregistered in the manner herein-after directed, in the Office of the Prothonotary of the Court of King's Bench of and for the District in which such Lands or other immoveable property so held in free and common Soccage are situate, shall from the day and hour at which such Judgment shall be so as aforesaid enregistered, and not before, create a Mortgage or *Hypothèque* upon, and as a Mortgage or *Hypothèque* shall bind and affect all Lands and all other immoveable property which are or is situate within the limits of the District in which such Judgment shall be so as aforesaid enregistered, and are or is held in free and common Soccage, in like manner and in every respect as if this Act had never been passed; Provided always that nothing in this clause or in the next preceding clause contained shall extend or be construed to extend to any Lands or other immoveable property held *en roture* or *en fief*, or to affect the same or any Judgment relating thereto in any manner or way whatever, and that all Lands and other immoveable Property held *en roture* or *en fief* by such Judgment, shall be and shall remain Mortgaged and *Hypothécated* in like manner and in every respect as if this Act had never been passed: