

ping, no case is recollected, in which it has been brought into question in any action in the province; but supposing that it did extend, it is thought proper to be incorporated, &c See Abbot on shipping, 172.

CHAP. 20. An act for the more easy redemption and foreclosure of mortgages.

This statute is known to have been practised under in the province, and in the state, and is considered proper to be incorporated. It is mentioned in the letter from S. Chase, which has been referred to.



11 *George 2.*—*A. D.* 1738.

CHAP. 19. An act for the more effectual securing the payment of rents, and preventing frauds by tenants.

This statute, together with others on the same subject, was in force in the province, and has so continued. From the 1st to the 7th section, it relates to goods fraudulently carried off from the premises, or secured thereon. See the form of the warrant in 2 Harris' Entries 783. The appeals, it is presumed must be to the county courts.

The 8th and 9th sections, relate to distresses of stock and corn; and the 10th, to the sale of property on the premises. The 11th, making the attornment of tenants in certain cases void, it is presumed was in force as far as occasions may have occurred to call for it. See 2 Bl. Com. 290.

The 12th and 13th sections relate to the notice to be given by tenants to the landlords, of the service of any ejectment, and the right of the landlords to become defendants. Under the 14th, the common action for the use and occupation of lands is brought. See 1 Harris' Entries, p. 470.

It is not necessary to remark on the provisions in the other sections, which can be referred to; but the security mentioned in the 23d section on replevins, is known to be taken by the county clerks, as has been observed in a former note.



15 *George 2.*—*A. D.* 1742.

CHAP. 30. An act to prevent the marriage of lunatics.

This statute being consistent with the general power of the court of chancery in the province and in the state respecting lunatics, is considered to have been in force, and as proper to be incorporated, &c.



18 *George 2.*—*A. D.* 1745.

CHAP. 34. An act to explain, amend, and make more effectual, the laws in being to prevent excessive and deceitful gaming, and to restrain and prevent the excessive increase of horse races. (Part.)

The 3d section concerning the power of courts of equity, in reference to the statute of 9 Anne, Ch. 14, is considered as proper to be incorporated, &c. and the 5th, as to witnesses, see the note on