

# INDEX TO THE LAWS.

*Session Ch. S.*

<p><b>DESCENTS.</b> . . . . — Instead of such bonds, one bond may be given to the state and recorded, with such penalty and security as the court shall approve, for the payment to the representatives of their proportions,</p> <p>    If all the parties of age, and entitled to elect to take any part, shall refuse to take the same at such valuation, the estate shall be sold by the commissioners according to the provisions of the act to regulate descents,</p> <p>    Where a person is entitled to an undivided part of an intestate's real estate by devise in fee, the same proceedings shall be had as are directed with regard to purchasers by the act of 1802, ch. 94,</p> <p>    Where any person is entitled by deed or devise to a life estate in an undivided part of the real estate of any deceased person, the same proceedings shall be had as are directed with regard to tenancies by the curtesy by the act of 1809, ch. 160,</p> <p>    — Where any person is entitled by deed or devise to the remainder after such life estate, the same proceedings shall be had as are directed when a person is entitled to an undivided part of any deceased person's estate, subject to a tenancy by the curtesy,</p> <p>    All acts done under the act of 1810, ch. 28, to have the same effect as if the said act had referred to the act of 1809,</p> <p>    On the death of all the commissioners, others may be appointed to complete the commission on application, and a warrant shall be issued to them accordingly,</p> <p>    — Directions for their qualifying and proceeding,</p> <p>    Where the commissioners certify that the estate cannot be divided without injury, the chancellor, or the county courts, shall award such sum as they may think just to the tenant by the curtesy, being directed by his age, &amp;c.</p> <p>    — Such award of value shall be sufficient to bar such tenant from all right by such curtesy,</p> <p>    Alien white females intermarrying with a citizen, and residing in the United States, enabled to take lands by descent, &amp;c.</p> <p>    Where lands of a person dying intestate lie in different counties, not necessary to apply to the chancellor, but if in the same judicial district, application may be made to the county court where the greatest part of said lands may lie,</p> <p>    — Where such lands lie in different counties of different districts, and are adjoining, application may be made to the county courts where the greatest portion may lie,</p> <p>    — Where in different districts, and not adjoining, but in detached parcels, application may be made to the county courts where the greatest portion of such lands may lie,</p> <p>    — The same proceedings to be had as if the lands laid in one county,</p> <p>    Where lands are devised to two or more persons as joint tenants, or tenants in common, application may be made to the county court for a commission to divide, which shall issue for dividing and making partition,</p> <p>    — If laying in different counties, to the court where the greatest portion may lie,</p> <p>    — The commissioners to take an oath, and to proceed as if a writ of partition had been obtained,</p> <p>    On commissions to make partition of an intestate's estate, where any of the parties reside out of the state, the commissioners to cause notice to be given by adver-</p>	<p>1815 205</p> <p>1809 160 7</p> <p>1810 28 3</p> <p>1811 200 1</p> <p>— — —</p> <p>— — — 2</p> <p>1812 68 1</p> <p>— — — 2</p> <p>— — — 3</p> <p>— — — 4</p> <p>— 181</p> <p>1813 100</p> <p>1814 109 1</p> <p>— — — 2</p> <p>— — — 3</p> <p>— — — 4</p> <p>— — — 5</p> <p>— — — 6</p>
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