

1904, art. 75, sec. 51. 1888, art. 75, sec. 50. 1860, art. 7, sec. 6.
1785, ch. 80, sec. 11. 1874, ch. 156, sec. 6.

51. In every case where an award shall be made upon such reference the party in whose favor the award shall be given shall cause a copy thereof to be delivered to the adverse party or his attorney at least three days before judgment is moved for thereon, and the clerk shall not enter judgment thereon until motion is made to and direction is received from the court, and the court shall always have satisfactory proof by the party's own oath or otherwise that a copy has been delivered to the adverse party or his attorney before judgment shall be entered thereon, unless the parties or their solicitors file a written agreement waiving or admitting notice and assent to judgment on the award, in which case the court, or one of the judges thereof, may either in term time or in recess order the judgment on the award to be entered.

Cases by Consent.

Ibid. sec. 52. 1888, art. 75, sec. 51. 1888, ch. 410.

52. Parties may, if they think fit, enter into an agreement in writing, which may be filed and docketed as a case *inter partes*, that, upon the finding in the affirmative or negative by a jury a certain issue or issues recited in said agreement, a sum of money fixed by the agreement, or to be ascertained by the jury upon a question inserted in the issue for that purpose, shall be paid by one of such parties to the other of them either with or without the costs of the action.

As to a special case stated, see sec. 124.

Ibid. sec. 53. 1888, art. 75, sec. 52. 1888, ch. 410.

53. Upon the finding of the jury on any such issue or issues, judgment may be entered for such sum as shall be so agreed or ascertained as aforesaid, with or without costs, as the case may be, on which execution may issue as in other cases, unless otherwise agreed, subject to the right of either side to move to set aside the verdict or for a new trial, and such judgment shall have all the effect and incidents of other judgments at law.

Ibid. sec. 54. 1888, art. 75, sec. 53. 1888, ch. 410.

54. Parties may after action docketed at any time before judgment, by consent and order of the court, state any question or questions of law in a special case for the opinion of the court without any pleading.

See sec. 124.

Ibid. sec. 55. 1888, art. 75, sec. 54. 1888, ch. 410.

55. The parties may, if they think fit, enter into agreement in writing, filed in the cause, that, upon the judgment of the court being given in the affirmative or negative of the question or questions of law raised by such special case, or any of them, a sum of money fixed in said agreement by the parties, or to be ascertained by the court, or in such manner as the court may direct, shall be paid by one of the parties