

## ARTICLE 83.

## SALES AND NOTICES.

**Sales Under Execution.**

1. Legal and equitable interest in land may be seized and sold by sheriff.
2. Purchaser entitled to deed from sheriff.
3. Notice of sales under execution.
4. Notice where editor of newspaper refuses to publish.
5. Defendant liable for costs of publication.
6. Court to direct place of publication, number of newspapers, number of insertions, but shall not designate newspaper.
7. Defendant to have right to select newspaper.

**Exemption from Execution.**

8. \$100 of property or money to be exempt; exceptions.
9. Defendant to select property to be exempted; value, how ascertained.
10. If indivisible, it shall be sold and \$100 of proceeds paid to defendant.
11. Wearing apparel, text-books of mechanics and professional men, and tools and instruments of mechanics exempt.
12. Secs. 8-11 not to affect any lien of vendor, mortgagee or mechanic, nor to apply to taxes.
13. Exemption applicable only to actual residents of state.
14. Exemption may be waived, and waiver enforced.

**Assignments to Non-Residents.**

15. Assignment of claims to non-residents for purpose of foreign attachment or suit, so as to evade exemption laws of this state, to be unlawful; penalty.

16. Proof of assignment to be evidence of guilty intent.
17. Copy of record of proceedings of foreign justice of the peace to be evidence.
18. Violation of sec. 15 a misdemeanor.

**Sales in Bulk.**

19. Duty of vendor and vendee.
20. Creditors to be notified; presumption of fraud; sale invalid.
21. What is sale in bulk? Application limited.

**Uniform Sales Act.  
Chapter I.**

22. Definition of terms.
23. Capacity to buy and sell; infants, etc.; necessities.
24. How contract made.
25. When contract must be in writing; qualification. When goods are "accepted."
26. Subject matter of contract—"future goods."
27. Sale of undivided share. Fungible goods.
28. Goods perished in whole or in part when agreement of sale is made.
29. Goods perishing in whole or in part after contract, but before risk passes to buyer.
30. Price—how fixed and payable.
31. Where price is to be fixed by third party.
32. Sale on condition; warranties.
33. What constitutes a warranty?
34. Implied warranties; qualification.
35. Sale by description and sample.

As to tax sales, see art. 81, sec. 58, *et seq.*; see also art. 81, sec. 74.