

EXEMPTION FROM EXECUTION.

1861, c. 7 adds the following sections to this article:

1861, c. 7, s. 1
When \$100
worth of prop-
erty exempt.

SEC. 1. One hundred dollars worth of property of each defendant therein shall be exempt from execution issued on any judgment in any civil proceeding whatever, except on judgments for breach of promise to marry or for seduction.

Ibid. s. 2.
How such prop-
erty selected

2. Each defendant in any such execution may select property real or personal, to the value of one hundred dollars to be ascertained by three disinterested appraisers, to be summoned and sworn by the officer at the time of levying the execution, and the appraisement signed by the appraisers, shall be returned with the writ.

Ibid. s. 3
When the
whole property
to be sold

3. If any property of any defendant whether real or personal, cannot be divided so as to set apart a portion of it of the value of one hundred dollars, without loss and injury to all parties concerned, then the whole shall be sold, and the defendant, whose property is so sold, shall have one hundred dollars of the proceeds in money, and whether the property can be divided without loss shall be determined by the appraisers; this section only to apply to cases where a single parcel of land or single article of personal property is levied on, and in all such cases the officer shall not sell unless the property offered shall bring more than one hundred dollars.

To what cases
applicable.

Ibid. s. 4
What chattels
exempt.

4. All wearing apparel, books, and the tools of mechanics shall be exempt from execution, in addition to the property hereinbefore exempted, but this shall not apply to any books or tools kept for sale.

Ibid. s. 5
Not to impair
rights of ven-
dors, mortga-
gees, mechan-
ics, &c

5. The preceding sections relating to exemptions shall not impair the lien of any vendor for the purchase money of land, nor of any mortgage, nor of any mechanic or other person, for any debt contracted for or in aid of the erection of any building, nor from any levy thereon for taxes.