

be designated in their agreement, for the making of which said manures may have been purchased, and such pledge, when entered into as hereinafter required, shall be a preferred lien on such crop or crops, and to be paid out of the proceeds thereof before all judgments, executions or other claims whatever against said purchaser or purchasers, except in case of rent as hereinafter provided for.

Lien of pledge.

132. The vendor or vendors of any of said manures, shall make out an account of the sales thereof made by them to any purchaser or purchasers to which such purchaser or purchasers shall add to the pledge aforesaid in writing, and signed by said purchaser or purchasers, and which shall be recorded in the office of the clerk of the circuit court of the county in which the land, upon which such manures may be applied, shall be located, and such recording thereof, for which the clerk aforesaid shall receive the usual fee, shall be sufficient notice to all persons of the preferred claim of such vendor or vendors; *provided*, in the case of the death of the purchaser aforesaid, the claim of said vendor or vendors, shall be submitted to and passed by the orphans' court of the county in which the purchaser shall have been a resident upon which the executor or administrator shall be bound to pay to said vendor or vendors, the proceeds of the sale of the crops aforesaid, or so much thereof as may be necessary to satisfy the claim of said vendor or vendors.

Ibid. s. 2.  
Vendor to file  
accounts, &c.,  
for record.

Proviso.

If purchaser  
dies, claim to  
be passed by  
orphans' court.

133. Any sheriff or constable may levy execution on any of the crops so as aforesaid pledged, but shall pay to the pledgee or pledgees or their agent out of any sales thereof, which shall be made by said sheriff or constable, and before any other application of the proceeds of such sales, the amount for which the crops levied upon shall be pledged or the amount that may be unpaid thereon, and for failure so to do, the bond of such sheriff or constable shall be responsible to the party or parties to whom said crops shall be pledged.

Ibid. s. 3  
Pledge to have  
priority over  
executions.

134. If the vendor or vendors shall consider it necessary further to secure their claim for said manures so as aforesaid sold, he or they may proceed before a justice

Ibid. s. 4.  
Vendor may  
have judgment  
for amount of  
pledge.