

1 G & J 266, 4
Gill 209.

render such grain or produce according to the terms of the contract, the landlord may levy a distress for the same.

Id s 11
1831, c 171, s 2
Bailiff to sum-
mon appraisers
to value rent
22 Md 315, 27
Md 189, 451

11. Where the distress is for grain or produce, the bailiff or person authorized to levy said distress shall summon and cause to be sworn two disinterested persons, whose duty it shall be, under the said oath, to estimate the money value of the specific amount or quantity of grain or other produce, or proportion of the crops agreed upon as rent; and thereupon the bailiff, or person aforesaid, shall proceed to levy the said distress as in ordinary cases of money rent, and taking such estimated value to be such money rent.

To levy for
value as money.

Id. s 12
1831, c 171, s 2
Tenant may
deliver grain or
pay value.

12. The tenant, whose goods are distrained under the last preceding section, shall have his election at any time before the goods, chattels, and property distrained, shall be sold under such distress, to deliver the rent of grain or other produce, or proportion of crops, to the landlord, or to pay him the estimated value, together, in both cases, with the expenses of said distress; whereupon all proceedings in the said distress shall cease. But nothing herein contained shall debar said tenant from any action of replevin for the goods and chattels and property distrained as aforesaid, wherein it shall be lawful for the tenant to contest the fairness of such valuation; and the said action shall in all respects be proceeded with, and the same verdict shall be rendered as in cases of replevin of goods and chattels for money rent, the jury assuming the estimated value, or what in their judgment the estimated value should have been, to be such money rent.

To have remedy
by replevin.

Proceedings on
replevin.

1868, c 292
When rent a
lien on crops

13. In all cases of renting lands, wherein a share of the growing crop or crops shall be reserved as rent, said rent reserved shall be a lien on such crop or crops, which shall not be diverted by any sale made thereof by the tenant, or by the assignment of the tenant in bankruptcy or insolvency, or by the process of law issued against the tenant.

1876, c 384
When rent and
advances a lien
on crops

14. In all cases of renting lands, wherein a share of the growing crop or crops shall be reserved as rent, or wherein advances by the landlord have been made upon the faith of the crops to be grown, said rent reserved, and such advances made, shall be a lien on such crop or crops, which shall not be diverted by any sale made thereof, by the tenant, or by any administrator of a deceased tenant, or by the assignment of the tenant in insolvency, or by the process of law issued against the tenant; *provided*, that at the time of the said renting the contract under and by which the said advances are to be made, shall be reduced to writing, duly attested and executed by the said landlord and tenant. The provisions of this section shall only apply to the counties of St. Mary's, Prince George's, Charles, and Calvert.

Contracts in
writing

To what coun-
ties applicable

Art. 53, s 13
1834, c 192, s 4
Officers not to
summon more
than two ap-
praisers on
distress

15. No sheriff, constable, or bailiff, in cases of distress for rent, shall summon more than two appraisers of property distrained; and the compensation of the appraisers shall be thirty cents each, to be recovered and paid as other costs in such cases.