

his claim to said exemption, the court or the justice of the peace entering a judgment upon any such contract or cause of action shall enter or cause to be entered among the docket entries of the same "right to exemption waived," or words to that effect, and a like entry shall be made on the back of any execution issued on said judgment; provided, however, that if such waiver shall be made as above stated and said entry shall be omitted, such defendant shall be estopped from demanding such exemption unless said court or justice of the peace, for sufficient reasons, shall enter among the docket entries of the case that said waiver was and is void.

#### **Assignment of Claims to Non-Residents.**

1888, art. 83, sec. 15. 1888, ch. 174, sec. 1.

**15.** It shall be unlawful for any person, being a citizen of this State, to assign or transfer any claim for debt against a resident of this State for the purpose of having the same collected by proceedings in attachment in courts or before justices of the peace outside of this State, or to send out of this State by assignment, transfer or other manner whatsoever, either for or without value, any claim or debt against any resident thereof for the purpose or with the intent to deprive such person of the right to have his personal earnings or property exempt from application to the payment of his debts, according to the provisions of this code, where the creditor and debtor and the person or corporation owing the money intended to be reached by such proceedings are within the jurisdiction of the courts or justices of the peace of this State; and the person sending, assigning or transferring any such claim for the purpose or with the intent aforesaid shall be liable in an action of debt to the person from whom any such debt or claim shall have been collected by attachment or otherwise outside of the courts of this State for the full amount of the debt, interest and costs so collected, and the defendant therein shall not be entitled to the benefit of the exemption laws of this State upon any process of execution issued upon any judgment recovered in any such action.

Ibid. sec. 16. 1888, ch. 174, sec. 2.

**16.** In any such action proof of the fact of such sending, assigning or transferring any such claim by the defendant shall be *prima facie* evidence of the intent of the said defendant to evade the provisions of this code exempting the property and wages of debtors from execution.