

to deliver possession thereof, to the purchaser or purchasers; but in case the said property is not present, or if for any other reason it shall not be in the power of the collector, or on his failure to deliver possession as aforesaid, the purchaser or purchasers may recover possession of the same by action of replevin in any court having jurisdiction in such cases, together with damages for the detention thereof from the time of the sale, or may recover the value thereof and damages in an action of trover.

Failure to  
redeem.

SEC. 6. *And be it enacted*, That in all cases of the sale of real estate as aforesaid, if the owner or owners shall not redeem the same within the time, and upon the terms aforesaid, the purchaser or purchasers thereof shall be, and they are hereby authorised to recover possession, if the same be withheld by an action of ejectment; and in all such cases, and also in the cases contemplated by the preceding section, the plaintiffs shall be entitled to recover, upon producing the receipt of the collector for the purchase money, describing with reasonable certainty, the property sold, and upon showing, on the part of the collector making the sale, a substantial compliance with the requisitions of this act.

Resistance to  
collector.

SEC. 7. *And be it enacted*, That if the collector shall be resisted, attacked or menaced with violence, it shall, and may be lawful for the collector to summon to his aid, assistance and defence, the posse comitatus, and each person so summoned, and serving, shall be allowed fifty cents per day, to be levied on the county as other charges; and in case any person being summoned shall refuse to serve, the person so refusing shall be liable to a fine of five dollars, to be recovered before a justice of the peace, one half to the use of the party prosecuting and the other half to the county.

Fine for as-  
saulting col-  
lector.

SEC. 8. *And be it enacted*, That if any person shall strike or assault the collector, in the discharge of his duty, or shall strike or assault any individual serving as one of the posse comitatus as aforesaid, or shall strike or assault any person to deter or prevent his bidding at a collector's sale, or for having bid at such sale, in every such case, the party offending shall be subject to the fine of not less than twenty, nor more than one hundred dollars, and imprisonment for not less than two, nor more than twelve months.

Repealed.

SEC. 9. *And be it enacted*, That all laws inconsistent with the provisions of this act, be, and the same are hereby repealed, so far as the same relates to Dorchester county.