

CHAP. 186. rections, unless the court shall be satisfied that the ends of justice require that a continuance shall be granted.

Erroneous locations made by defendant, corrected at bar.

Sec. 5. *And be it enacted*, That if any defendant in ejectment has located, or shall hereafter locate, the lands, or any part of the lands, for which defence is, or shall be taken according to the courses and distances thereof, with or without allowance for variation, and on the trial of the cause, the jury shall think that said locations should be made with a different allowance for variation, it shall and may be lawful for the jury, or the surveyor, under direction of the court, to correct said locations at bar, and the jury shall thereupon give their verdict upon all said locations as corrected; *Provided*, that said corrected locations shall not enlarge or extend the defendant's pretensions as against the plaintiff, and no continuance shall be granted on account of said corrections, unless it shall appear to the court that the ends of justice require that a continuance shall be granted.

Proviso.

Location made for illustration by any party to ejectment may be corrected at bar.

Sec. 6. *And be it enacted*, That if any of the parties to any action of ejectment, now or hereafter to be depending in any county court of this State, shall locate or have located, any lands for illustration, according to the courses and distances thereof, with or without allowance for variation, and on the trial of the cause the jury shall think said location should be made with a different allowance for variation, it shall and may be lawful for the jury or the surveyor under direction of the court to correct said locations at bar, and the jury shall thereupon give their verdict upon all said locations as corrected, and no continuance shall be granted on account of said corrections unless it shall appear to the court that the ends of justice require that a continuance shall be granted.

Partial surveys directed.

Sec. 7. *And be it enacted*, That if any of the parties to an ejectment, now or hereafter to be depending in any county court in this state, shall have located or shall hereafter locate any tract or parcel of land, as parcel of his or their pretensions or for illustration, and it shall become necessary for any party or parties to locate any one or more of the courses of said parcel of land in a different manner, the said party or parties intending to adopt and abide by the location of the remaining course or courses of said parcel of land as already laid down on the plots, it shall not be necessary or lawful for the said party or parties to relocate the said remaining course or courses, but the said party or parties in his or their instructions shall designate the course or courses which is or are to be located with different aspects, and also shall designate the course or courses already made, which he or they mean to adopt and abide by as part or parts of said new location; and it shall be the duty of the surveyor to locate said additional courses as directed, and he shall not locate again the said remaining courses which are already located, nor shall he charge fees as if the said courses had again been located; and a loca-