

SEC. 3. *And be it enacted*, That in case of the sale of any lands or tenements under and in virtue of any writ of venditioni exponas as above mentioned, the constable who shall have sold the same, shall execute to the purchaser or purchasers thereof, a deed of conveyance therefor, and such deed of conveyance being acknowledged and recorded according to law, shall be as operative in law to every intent, as if the constable in virtue of a writ of fieri facias to him directed and delivered for that purpose, had seized and taken such lands or tenements and exposed the same to sale as aforesaid; *provided*, that such sale shall be confirmed by the county court as is now provided by law in cases of the sales of lands and tenements by a constable.

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SEC. 4. *And be it enacted*, That in case any constable has sold or may hereafter sell under execution any lands and tenements, and hath died or may die, without executing a deed of conveyance to the purchaser or purchasers thereof, it shall and may be lawful for the judges of the county court in which the said lands lie, on application by petition in writing, by the purchaser or purchasers or their legal representatives, to appoint some person to execute and deliver the deed to the said purchaser or purchasers or their legal representatives, for the lands or tenements so sold, and such deed of conveyance being executed and acknowledged according to law, shall be as operative in law to every intent, as if the constable who made or shall make such sale, had in his life time executed the said deed of conveyance; *provided*, the said sale shall be first confirmed by the county court, in the manner now required by law.

SEC. 5. *And be it enacted*, That in case any constable hath died or shall die, without having made sale of the goods or chattels, land or tenements, seized and taken under and in virtue of any writ of fieri facias as aforesaid his executor or administrator shall not charge, exact or receive, more than one-half of the poundage fees allowed by law, and that the constable who shall make sale of any goods and chattels, lands or tenements, under and in virtue of any writ of venditioni exponas to him directed and delivered for that purpose, as herein before mentioned, shall not charge, exact or receive, more than one-half of the poundage fees as aforesaid.

SEC. 6. *And be it enacted*, That in case any constable has or may hereafter take into hands or possession any goods or chattels, lands or tenements, under and in virtue of any writ of fieri facias to him directed and delivered for that