

## CONTINUANCE.

prepare to support his case on the state of the proceedings so amended. *Ibid.* § 4.

Causes returned by writ of *procedendo*, after an appeal, may be continued as other actions, according to the discretion of the court, unless the parties give notice of trial at the return court above thirty days before the sitting thereof. 1790, ch. 42.

Replevins sued out, under a warrant from a justice, for property seized for taxes, shall be tried and determined at the court to which they shall be returnable, unless upon special reasons shewn to the court, on affidavit in writing, they shall otherwise order. *Ibid.* ch. 53, § 8.

Appeals from a justice of the peace to the county court, to be heard the first court without further continuance, unless it appears to the court that further time ought to be given. 1791, ch. 68, § 4.

Directions respecting the continuance of caveats in the land-offices. 1797, ch. 114, § 10, 11.

## See LAND.

Issues made up in the orphans courts, and sent to courts of law for trial, shall continue no longer than is necessary to procure the attendance of witnesses. 1798, No. 101, ch. 15, § 17.

## CONTRACT.

All debts or promises hereafter contracted or made for gold or silver actually and *bonâ fide* lent, and so expressed in any bond, note or other instrument in writing, shall be paid in gold or silver, according to the contract and the meaning of the parties, provided that the creditor at the time of the loan, or within three months thereafter, shall, on the bond, note or other writing, endorse and sign, in the presence of one or more of the witnesses to the contract, that such bond, &c. was taken for specie lent, and provided also, that the creditor make oath as aforesaid. June, 1780, ch. 28, § 1, 2, 3.

Regulations respecting contracts, (not for gold or silver or sterling money, or intended to prevent the payment of the bills therein mentioned,) which had been made between the 1st of September, 1776, and the 20th of April, 1779. October, 1780, ch. 5, § 9.

Respecting contracts thereafter to be made for gold or silver, or paper money. *Ibid.* § 10.

Contracts to purchasers, although without deed, not to be affected by a decree for recording deeds which had not been recorded in time. 1785, ch. 72, § 11.

Contracts made for lands, &c. held by infants, idiots, &c. may, if advantageous to both parties, be confirmed by the chancellor. *Ibid.* § 12.

## CONVENTION.

The subsisting resolves of this and the several conventions held for this colony, ought to be in force as laws, unless altered by this convention, or the legislature of this state. Decl. 41.

Deputies appointed from this state to the federal convention, and powers conferred on them. April, 1787, ch. 36.

## CONVEYANCE.

All sales, gifts and grants, before the 13th of April, 1674, of any lands, &c. made by writing, with or without seal, by persons having a right, to be good in law, notwithstanding errors in form. 1715, ch. 47, § 2.

Also all sales, &c. that could be proved by witnesses, where the writings were lost. *Ibid.* § 3.

Sales and grants of any lands, &c. by deed indented and enrolled since the 13th of April, 1674, or that might thereafter be so, to be good in law, without livery of seizin. *Ibid.* § 4.

Conveyances made and enrolled under the several acts of 1674, ch. 2, 1692, ch. 30, and 1699, ch. 42, while they con-

## CONVEYANCE.

tinued, are confirmed, but declared void if not enrolled. *Ibid.* § 5, 6, 7.

No manors, lands, tenements or hereditaments, shall pass by bargain or sale, nor any estate for above seven years, except the deed or conveyance be made by writing, sealed and acknowledged, and enrolled within six months from the date. *Ibid.* § 8, 1794, ch. 57.

The said six months to be calendar months. November, 1779, ch. 10, § 2.

Such acknowledgment may be made in the general court, or before a judge thereof. 1715, ch. 47, § 8.

In the county courts where the lands lie. *Ibid.*

Before the chief justice of a county court within his district. 1796, ch. 43, § 6.

Before an associate justice within his county. *Ibid.*

Before two justices of the county where the land lies. 1715, ch. 47, § 8.

Before the court, or two justices of the county where the grantor lives, if remote from the general court, or the county where the land lies, on transmitting a certificate of such acknowledgment by the clerk, under seal, to the county where the lands lie. *Ibid.* § 9.

By letter of attorney sufficiently proved, where the grantor lives in another state, the acknowledgment to be in the same courts, &c. as in other cases. *Ibid.*

Acknowledgments of deeds in the mayor's court, or before two magistrates of the city of Annapolis, if the lands are within the precincts of that city, declared good and available as if acknowledged before a judge of the general court, or justices of the county. 1725, ch. 8.

No *feme-covert*, named as a grantor, or her heirs, shall be barred, except upon her acknowledgment of the writing, and the person or persons taking the acknowledgment shall examine her privately, out of the hearing of her husband, "whether she doth make her acknowledgment of the same willingly and freely, and without being induced thereto by fear or threats of, or ill usage by, her husband, or fear of his displeasure." 1715, ch. 47, § 11.

Such examination and acknowledgment to be certified by the person or persons taking the same, and the certificate enrolled upon record. *Ibid.*

Where not named in the deed, but having only a right of dower, she may be barred thereof by such like acknowledgment. *Ibid.*

All acknowledgments of deeds, under any of the former recited acts, by those having a right, before one provincial justice, or one or two of the council, and enrolled according to the directions of those acts, confirmed. *Ibid.* § 12.

The acknowledgment and examination of any *feme-covert* residing out of the province, taken before the mayor of any corporation in Great-Britain or Ireland, or before one justice of the supreme court of any province or colony within his majesty's dominions, and certified, by endorsement on such deed, under the hand of such magistrate, and seal of the corporation or colony respectively, shall be good in law to bar such *feme-covert* of her right of inheritance or dower, as the case may be. 1752, ch. 8, § 2.

An acknowledgment that the lands, &c. are the right or estate of the grantee, or an acknowledgment tantamount thereto, or in any words declaratory of the intention of the grantor, &c. to convey to the grantee, shall be as available as if the grantor had acknowledged the said instrument to be his act and deed. 1797, ch. 103, § 3.

But not to change the mode prescribed for taking the acknowledgments of *feme-coverts*. *Ibid.*

Deeds formerly so acknowledged to be available against the grantors. *Ibid.* § 2.

## CONVEYANCES.