

## INDEX TO THE LAWS.

- Children born before marriage, but are acknowledged after the marriage of the parents, declared to be legitimated, &c. ( § 7 ) 191
- Where the parties entitled to the intestate's estate cannot agree upon a division, or any person entitled to a part be a minor, the county court, on application, may issue a commission for dividing the estate, &c. ( § 8 ) *Ib.*
- Oath of the commissioners, *Ib.*
- The commissioners to determine whether or not the estate will admit of being divided, and to ascertain the value, &c.
- If the estate can be divided, then partition to be made, *Ib.*
- Or, if it cannot be divided equally, then it may be divided into as many parts as it is susceptible of, &c. *Ib.*
- If the estate cannot be divided without loss, &c. the commissioners to make return of their judgment, &c. ( § 9 ) *Ib.*
- An election given to the children, (if of age,) successively to take the estate, and pay the others their just proportions of the value, *Ib.*
- If all refuse, then the estate to be sold by the commissioners, &c. and the purchase money divided, &c. *Ib.*
- When the land can be divided, then the same shall be surveyed and laid out, &c. and if it be equally divided between all the parties interested, the commissioners shall allot to each his or her share, ( § 10 ) *Ib.*
- If the estate is divided into as many parts as it is susceptible of, the right of election to be according to the rules before mentioned, *Ib.*
- When all or any of the parties entitled to elect shall refuse, then the estate, or the part not taken, shall be sold, &c. ( § 11 ) *Ib.*
- The commissioners after having made partition shall return their proceedings, &c. ( § 12 ) *Ib.*
- Either party may appeal from the county court to the court of appeals of the shore, *Ib.*
- Or from the court of chancery to the court of appeals of the shore, ( § 13 ) *Ib.*
- Where the lands lie in different counties, application may be made to the chancellor, who shall appoint commissioners, &c. and there shall be the same proceedings, &c. *Ib.*
- The commissioners shall cause notice to be given to the parties, &c. ( § 14 & 50 ) *Ib.*
- If a minor is interested who has no guardian, the court shall appoint one. ( § 15 ) *Ib.*
- Proceedings of the commissioners not to be set aside for matter of form, ( § 16 ) *Ib.*
- If the estate consists of things indivisible in their nature, it shall be valued, and there shall be the same right of election, &c. If all refuse, the estate shall be sold, &c. ( § 17 ) 191
- When the estate shall be sold on credit, bonds are to be taken with security, &c. ( § 18 ) *Ib.*
- The persons electing to take the estate to give bonds, &c. ( § 19 ) *Ib.*
- Such bonds, and the bonds of purchasers where there is a sale, to be a lien on the lands, &c. ( § 20 ) *Ib.*
- The person electing to take any part of the estate, &c. to give bond with sureties, &c. such bonds to be a lien, &c. ( § 21 ) *Ib.*
- Bonds may, if the court so adjudge, be given to the state, instead of the representatives of the intestate. How they are to be recorded, sued, &c. ( § 22 ) *Ib.*
- Allowance to the commissioners, &c. and how to be paid, &c. ( § 23 ) *Ib.*
- The commissioners to execute deeds to the purchasers, ( § 24 ) *Ib.*
- Where the purchaser is dead, or has assigned his equitable interest, the court may direct the commissioners to execute a deed to the heir, devisee or assignee of the purchaser, ( § 25 ) *Ib.*
- If the commissioners are all dead, &c. the court may appoint others to execute a deed to the purchaser, his heirs, &c. ( § 26 ) *Ib.*
- The commissioners shall lay off the widow's dower in the estate before they proceed to divide the same, ( § 27 ) *Ib.*
- If the widow consents to a sale, she shall signify her consent, &c. The court to award to her a proportion of the purchase money in lieu of her dower, ( § 28 ) *Ib.*
- Where any of the heirs of the intestate have sold their right, &c. the purchaser may apply to have a division of the estate, ( § 29 ) *Ib.*
- If any person entitled to make election is absent from the county, &c. the court to cause notice to be published, &c. on his or her nonappearance, the person next entitled may elect, &c. ( § 30 ) *Ib.*
- If an idiot, &c. the person next entitled may elect, &c. ( § 31 ) *Ib.*
- The commissioners to execute deeds to persons electing to take the estate, &c. ( § 32 ) *Ib.*
- If the eldest male is not of age to make election, then the eldest female, if of age, may elect, ( § 33 ) *Ib.*
- The part of a tenant by the curtesy to be laid off where the estate will admit of division, &c. ( § 34 ) *Ib.*
- Where the estate will not admit of division, and there is no election, &c. it shall be sold disencumbered by any tenancy by the curtesy, and the court shall award to such tenant a proportion of the purchase money, &c. ( § 35 ) *Ib.*
- Where there is an election, &c. the person so electing to hold disencumbered by any tenancy by the curtesy; and