

Section 13, otherwise the same may cease to be valid in the manner specified in Sections 10 and 13 respectively, as against a creditor of the mortgagor serving the notices provided for by the said Sections ;

(2) Every mortgage or conveyance intended to operate as a mortgage of goods and chattels, and every Bill of Sale of goods and chattels made before the passing of this Act, and which has not been accompanied by delivery and an actual and continued change of possession of the things mortgaged or conveyed (and which or a copy thereof was not filed under Chapter 75 of the Consolidated Statutes, and as required by that Chapter before the passing of this Act), or a true copy thereof, shall be filed with the Registrar of Deeds of the County where the maker resided at the time of the execution thereof, if resident within the Province, or if not so resident, then with the Registrar or Registrars of the several Counties in which the goods may be, within three months from the passing of this Act, together with an affidavit of the due execution of such mortgage or conveyance, or of the due execution of the mortgage or conveyance of which the copy filed purports to be a copy, and also with the affidavit of *bona fides* required by Sections 2 and 6 respectively ; provided, however, that if the mortgagee or mortgagees, bargainee or bargainees respectively, make an affidavit and file the same with the Registrar at the time of filing such mortgage, conveyance or Bill of Sale, or a copy thereof, that he or they were not aware within the said three months of the provisions of this Section, and that he or they filed the said mortgage, conveyance, or Bill of Sale, or a copy thereof, as soon as he or they became aware of such provisions, then such mortgage, conveyance, or Bill of Sale, or a copy thereof, if accompanied by the affidavits above mentioned of the due execution thereof, and of *bona fides*, may be filed within six months from the passage hereof ;

(3) If such mortgage or conveyance intended to operate as such, or such Bill of Sale, is not filed as required by the next preceding sub-Section, the same shall then become absolutely null and void as against the persons mentioned in Sections 4 and 5 of this Act ;

(4) Every such mortgage or conveyance intended to operate as a mortgage filed under the provisions of this Section, shall be renewed in the manner provided by Sections 10, 11 and 13, otherwise the same may cease to be valid in the manner specified in Sections 10 and 13 respectively, as against a creditor of the mortgagor serving the notices provided for in the said Sections.

29. Chapter 75 of the Consolidated Statutes, 'Registry of Bills of Sale,' and any Act or Acts in amendment thereof, are hereby repealed, but such repeal shall not affect the rights of any parties in respect to Bills of Sale or chattel mortgages heretofore filed, except as provided in the next preceding Section.

30. This Act shall be cited as "The Bills of Sale Act, 1893."

31. This Act shall go into effect on the first day of July next, and not sooner.

#### SCHEDULE A.

(SECTION 17).

##### Form of Discharge of Mortgage.

To the Registrar of Deeds of the County of

I, A. B., of do certify that has satisfied all money due on, or to grow due on a certain chattel mortgage

made by to which mortgage bears date the day of A. D. and was filed (or in case the mortgage has been renewed, was renewed) in the office of the Registrar of Deeds of the County of on the day of A. D. as No. (here mention the day and date of registration of each assignment thereof, and the names of the parties, or mention that such mortgage has not been assigned, as the fact may be), and that I am the person entitled by law to receive the money, and that such mortgage is therefore discharged.

Witness my hand this day of A. D.

A. B.

One Witness

stating residence and occupation. }

#### SCHEDULE B.

(SECTION 11).

Statement exhibiting interest of C. D. in the property mentioned in a chattel mortgage dated the day of A. D. made between A. B., of of the one part, and C. D. of of the other part, and filed in the office of the Registrar of Deeds of the County of on the day of A. D. and of the amount due for principal and interest thereon and of all payments made on account thereof.

The said C. D. is still the mortgagee of the said property, and has not assigned the said mortgage (or, the said E. F. is the assignee of the said mortgage by virtue of an assignment thereof from the said C. D. to him dated the day of A. D. ) (or as the case may be).

No payments have been made on account of the said mortgage (or the following payments and no other have been made on account of the said mortgage).

1893, January 1. Cash received \$100.00.

The amount still due for principal and interest on the said mortgage is the sum of \$ computed as follows (here give the computation).

C. D.

County of }

to-wit. }

I, of in the County of the mortgagee named in the chattel mortgage mentioned in the foregoing (or annexed) statement (or assignee of the mortgagee named in the chattel mortgage mentioned in the foregoing (or annexed) statement (as the case may be) make oath and say :—

1. That the foregoing (or annexed) statement is true.

2. That the chattel mortgage mentioned in the said statement has not been kept on foot for any fraudulent purpose.

Sworn before me at the of in the County of this day of A. D. 18