

shall be sold under a judgment obtained against it, and shall thereafter be redeemed by such discharged defendant, or if he shall pay the taxes and cost, to prevent sale, then such personally discharged defendant shall have, and is hereby given, the right of recovery over against the owner at the time of the assessment, for the full sum of taxes and costs, or redemption money paid; and in every case of such recovery, the judgment shall, in addition to the taxes and costs, or, in addition to the redemption money paid, include twenty-five per cent. of the amount of taxes and costs, or redemption money, as liquidated damages, and the receipt of the City Attorney, Sheriff, or Marshal, shall be sufficient evidence of the debt and amount.

SEC. 40. An Act to regulate Civil Cases in Courts of Justice of this State, and the several Acts amendatory thereto, so far as the same are not inconsistent with this charter, are hereby made applicable to proceedings under this Act, but so far as they conflict with the charter in their application to cases arising under this Act, are hereby repealed; also that part of the Revenue Law of this State, so far as the same is not in conflict with the provisions of this charter, is also made applicable, but in every particular in which it is in conflict with this charter, as to the manner of levying and collecting of taxes in said city for city purposes, and so far as it conflicts with the manner of issuing and collecting of license in said city, is hereby repealed; and any deed derived from a sale of real property under this Act shall be conclusive evidence of title, except as against actual fraud, or payment of taxes by one not a party to the action or judgment in or upon which sale was made, and shall entitle the holder thereof to a writ of assistance from the District Court, to obtain possession of such property; *provided*, that the Sheriff or Marshal, in selling said property, shall sell the smallest quantity that any purchaser will take and pay the judgment and all costs; and, *provided*, that the said real estate may be redeemed as in the other cases of sale under execution. All sales of real estate for delinquent taxes, as in this charter provided, by virtue of any execution issued