

622.33 Exception.

The provisions of subsection 3 of section 622.32 do not apply where the purchase money, or any portion thereof, has been received by the vendor, or when the vendee, with the actual or implied consent of the vendor, has taken and held possession of the premises under and by virtue of the contract, or when there is any other circumstance which, by the law heretofore in force, would have taken the case out of the statute of frauds.

[C51, § 2411; R60, § 4008; C73, § 3665; C97, § 4626; C24, 27, 31, 35, 39, § **11286**; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, § 622.33]