

bond of said trustee, under the hand and seal of the clerk of the court, to which the application of said insolvent may be returnable, shall be taken and received in evidence, as fully as if the original bond were produced.

Final discharge in case no interrogatories are filed.

SEC. 6. *And be it enacted,* That if at the time of the final hearing of his or their application in the county court, to which his or their petition may be returnable, no interrogatories or allegations shall be filed, or if filed, shall have been satisfactorily answered, or decided in favour of such applicant or applicants, that then it shall be the duty of the said court to extend to the said applicant or applicants a final discharge, without the assent of any of his or their creditors.

Voluntary confession of judgment declared an undue preference.

SEC. 7. *And be it enacted,* That the voluntary confession of any judgment, in favour of any creditor or creditors, security or securities, made by any person or persons, with a view, or under an expectation of being or becoming an insolvent debtor, shall be, and the same is hereby declared to be, an undue and improper preference to such creditor or creditors, security or securities, within the true intent and meaning of the ninth section of the act, to which this is a further additional supplement.

Property not returned, subject to execution

SEC. 8. *And be it enacted,* That all the property of the petitioner, real, personal and mixed, not mentioned and included in his schedule, be subject to execution and attachment, in the same manner his property was subjected prior to the time of his petitioning for the benefit of the insolvent laws of this state.

Acts inconsistent here-with repealed. Baltimore city and county exempt.

SEC. 9. *And be it enacted,* That all such acts, and parts of acts of assembly, as may be inconsistent with the provisions of this act, be and the same are hereby repealed: *Provided*, that nothing in this act contained, shall be construed to extend to the city and county of Baltimore.

CHAPTER 85.

A further SUPPLEMENT to the ACT for the recovery of Small Debts out of Court, and to repeal the Acts of Assembly therein mentioned.

See 1791, ch. 68, and notes thereto, ante page 277.

County courts empowered.

Proviso.

Be it enacted, by the General Assembly of Maryland, That the judges of the several county courts within this state, shall and may hold plea in said courts, of any debt or damage whatsoever; *Provided*, it shall appear upon the record that the debt or damage really existing at the time of the commencement of the action, exceeded fifty dollars: *And provided also*, that the provisions of this act shall be construed to extend only to cases of debt or damage existing in or growing out of contract. ●