

poration may be liable under said policies ; and each creditor shall have a right of action on such bond, in the same manner as if a separate bond was given for each creditor ; *And provided*, that the giving such bond shall not prevent a creditor from pursuing any remedy he may or would have had, if no bond had been required or given ; *And provided also*, that such bond shall be recorded by the clerk of Baltimore county court, and a copy under the seal of that court shall be evidence.

Proviso.

On diminution of investment permission revoked.

SEC. 6. *And be it enacted*, That upon any diminution of said investment, by sale or otherwise, the permission heretofore granted to the corporations respectively making said investment, shall be revoked.

AN ACT, entitled, a Supplement to an Act passed at December session, eighteen hundred and thirty-eight, relating to Sheriffs.—1839, ch. 223.

WHEREAS, by an act of the general assembly of Maryland, passed at December session, eighteen hundred and thirty-eight, chapter two hundred and seventy-five, the clerk of each county in this state shall in open court at the commencement of each term of the county court of such county, administer to the sheriff of each county of this state, an oath mentioned in the first section of said act ; *And whereas*, the regular business of the term might be obstructed by the sickness or absence of that officer ; therefore,

Preamble.

SEC. 1. *Be it enacted, by the General Assembly of Maryland*, That it shall and may be lawful from and after the passage of this act, for the clerks of the respective county courts in this state, to administer the oath mentioned in the first section of said act, to the sheriff of each county in this state, at the time he makes his return of jurors for the ensuing term of said respective courts, or at the opening of said courts.

When oath may be administered to sheriff.

SEC. 2. *And be it enacted*, That all that part of said section of said act, as is repugnant to or inconsistent with this act, be and the same is hereby repealed, and this act shall go into operation from and immediately after its passage.

Repeal.

To be in force.

AN ACT, entitled, a further Supplement to the Act relating to Mortgages. 1839, ch. 233.

SEC. 1. *Be it enacted, by the General Assembly of Maryland*, That upon the death of a mortgagee of land, his interest and estate in the mortgaged premises, together with his right to the debt thereby secured, shall [devolve] on and rest in his executor or administrator.

Mortgagee's interest to descend to his executor

SEC. 2. *And be it enacted*, That a release or conveyance of mortgaged real estate made by the executor or administrator of a deceased mortgagee and executed, acknowledged and recorded in the form prescribed by law for conveying or releas-

Release may be given by executor of mortgages.