

who shall receive it and give a receipt therefor, as money paid into court.

SEC. 9. *And be it enacted*, That if the said money be paid into court as aforesaid, it shall be distributed by the court as if the sale had been made under their decree, upon the application in writing of any person interested, with proof of ten days notice of such application, to the person or persons interested in any such judgment or mortgage, or their attorney or his or their agent, or by advertisement in at least two newspapers in the city of Baltimore, twice a week for six weeks.

SEC. 10. *And be it enacted*, That an affidavit of the fact of any such sale pursuant to such notice may be made by the person who officiates as auctioneer at such sale, stating the time and place at which the same took place, the sum bid, and the name of the purchaser, and shall be annexed to a printed copy of the notice of sale.

SEC. 11. *And be it enacted*, That an affidavit of the publication of such notice of sale and of any notice of postponement may be made by the printer of the newspaper, in which the same was inserted, or by his foreman or principal clerk.

SEC. 12. *And be it enacted*, That the affidavits in the two last sections mentioned, may be filed in the office of the clerk of Baltimore county court, and when filed shall be recorded by him at length in a book kept for the record of mortgages, and such original affidavits, the record thereof and certified copies of such records, shall be presumptive evidence of the facts therein contained.

SEC. 13. *And be it enacted*, That a note referring to the page and book where the evidence of any sale having been made under a mortgage is recorded, shall be made by the clerk recording such evidence, in the margin of the record of such mortgage.

SEC. 14. *And be it enacted*, That when the mortgaged premises or any part of them shall have been purchased at such sale by the mortgagee, his legal representatives, or his or their assigns as herein before provided, the affidavits of publication and of the circumstances of such sale, shall be evidence of the sale and of the foreclosure of the equity of redemption, as herein specified, without any conveyance being executed, in the same manner and with the like effect, as a conveyance executed by the mortgagee upon such sale to a third person.

SEC. 15. *And be it enacted*, That any such mortgage may be assigned by endorsement in blank upon the original mortgage, and an assignment of the mortgage shall always operate as an assignment of the power to sell, where such power shall have been given to the mortgagee, but such assignment shall have no effect against third persons without notice until a certificate signed by the assignor and assignee, stating the assignment and the consideration thereof, shall be filed in the office of the clerk of Baltimore