

on oath or affirmation, as far as he can ascertain them, shall be annexed to or accompany such petition, the county court shall direct personal notice of such application to be given to the creditors, or to as many of them as can be served therewith, or their agent or attorneys, or direct notice of such application to be advertised in the most public places of the county where the said debtor resides, or to be inserted in some newspaper for such time as they may think proper, and on the appearance of the said creditor, or neglect to appear on notice, at the time or times and place appointed, the county court shall administer to the petitioning debtor the following oath or affirmation, as the case may require: 'I, A. B., do swear, or solemnly, sincerely and truly declare and affirm, that I will deliver up, convey and transfer, to my creditors, in such manner as the county court shall direct, all my property that I have, or claim any title to or interest in, and all debts, rights and claims, which I have, or am any way entitled to, in possession, remainder or reversion, (the necessary wearing apparel and bedding of myself and family excepted,) and that I have not, directly or indirectly, at any time sold, conveyed, lessened or disposed of, for the use or benefit of any person or persons, or intrusted any part of his\* (\*my) moneys or other property, debts, rights or claims, thereby to defraud my creditors, or any of them, or to secure the same to receive or expect any profits, benefits or advantages, thereby ;' and the county court shall thereupon name such person as a majority of the creditors in value, their agents or attorneys, shall recommend, to be trustee for the benefit of the creditors of the petitioning debtor, or in case of non-attendance of the creditors, or of their not making a recommendation, the county court shall name such person as they shall think proper, to be trustee as aforesaid.

Debtor's  
oath.

(\*my)

Trustee to  
be appoint-  
ed.

By 1817, ch. 183, application may be made to the judge of the orphans court.

By 1834, ch. 309, where the debts due by the insolvent, and no newspaper is printed in the county, such notice shall be given as the court shall direct.

SEC. 3. See preceding note to section 1.

By 1827, ch. 70, sec. 6, the assent of creditors is not requisite.

By 1830, ch. 130, no evidence of confinement in jail is requisite.

SEC. 4. *And be it enacted*, That before such trustee proceeds to act, he shall give bond for the faithful performance of his duty to the state of Maryland, for the use of the creditors of said petitioning debtor, in such penalty, as the county court shall direct, which shall be recorded in the office of the county court, and a copy thereof, certified under the hand of the clerk of said court, shall be good evidence in any court of law or equity of this state; and if any trustee appointed by virtue of this act shall refuse to act, or die, or neglect to give bond as

Trustee to  
give bond—  
how vacan-  
cies are to  
be supplied.