

under the hand of the register, and the seal of his office, shall be prima facie evidence of the amount of debts due by the intestate or testator in any court where the executor or administrator alleges or contends that he, she or they have not assets sufficient to discharge the claim in controversy, or any part thereof.

List re-
turned not
to afford
evidence as
to the
justice of
any debt,
&c.

SEC. 8. *And be it enacted*, That the list of debts to be returned as aforesaid shall not afford any evidence as to the justice or correctness of any debt therein stated, whenever the same shall be controverted by an executor or administrator, in any suit instituted for the recovery of such debt, nor shall the same be construed to take any debt out of the operation of the acts of limitation.

CHAPTER 182.

A further SUPPLEMENT to the ACT, entitled, an Act relating to Insolvent Debtors in the City and County of Baltimore.

See notes to the original act, 1805, ch. 110, ante page 530.

Commis-
sioners to
appoint
permanent
trustee, &c.

SEC. 1. *Be it enacted, by the General Assembly of Maryland*, That from and after the passage of this act it shall and may be lawful for the commissioners of insolvent debtors in the city and county of Baltimore, at any time after an application made to them for the benefit of the insolvent laws, to appoint the permanent trustee required by the said laws, whenever a majority of the creditors in value, their agents or attorneys, shall nominate in writing, and recommend any person for that purpose, and upon such appointment, it shall not be necessary for the said commissioners, in giving notice of the personal discharge, and the time fixed for the final hearing according to the provisions of the act to which this is a supplement, to require the creditors to attend and nominate some person or persons to be appointed trustee or trustees for their benefit, but it shall be the duty of the said commissioners to state in the said notice, that an appointment has been made by them in pursuance of the recommendation as aforesaid.

Not less
than two of
them to act
upon any
petition,
&c.

SEC. 2. *And be it enacted*, That not less than two of the said commissioners shall be authorized to act upon any petition for the benefit of the insolvent laws of this state, to appoint trustees, grant discharges, or generally to perform any of the functions reposed in the said commissioners by law, any thing in any former act to the contrary notwithstanding; *Provided always*, that this section shall not be construed to make void any proceedings heretofore rightfully had by the said commissioners, when less than two of the said commissioners may have acted upon any petition submitted to them.

Proviso.