

of Baltimore, it shall be published in one or more of the daily newspapers published in said city.

8. In every case in which notice by publication in a newspaper is required to be made by any sheriff, coroner, elisor, constable or other officer, the defendant shall have the right to select the newspaper in which such notice shall be published, and upon his refusal or neglect so to do, the officer shall make publication in the newspaper making the lowest charge for the advertisement.

9. Every constable or sheriff who shall sell any lands, tenements or hereditaments, or any interest therein, by virtue of an execution from a justice of the peace, shall make return of the said writ and all his proceedings thereunder in and about said sale, therein setting forth the terms and length of notice, and manner and times and places of publication or giving notice of said sale, to the justice authorized to receive the return of said writ, who shall forthwith deliver all of the said return, together with the warrant and the proceedings of the justice thereunder, to the clerk of the Circuit Court of the county or of the Superior Court of Baltimore city, as the case may be.

10. The said sale, as to any lands or tenements, or any interest or estate therein, shall not pass or give any title or interest to the purchaser, until such sale, after the delivery of the proceedings aforesaid to the said clerk, shall by the court have been on motion and notice as the said court as to mode and parties shall direct, finally ratified and confirmed.

11. The court, under said notice, may examine into any allegations of fraud or surprise as to the obtaining or rendering the judgment under which the sale shall have been made, and if the court shall deem the judgment to have been obtained by fraud or surprise, it shall vacate and annul the same and the sale aforesaid without prejudice to the right of proceeding on the original cause of action.

12. If the court shall deem the sale to have been made unfairly, without due notice, or under any circumstances tending to prevent the estate sold from bringing a fair or full value, the court shall vacate and set aside the sale, saving to the party entitled to the benefit of the judgment to have further execution of the said judgment issued by any justice of the peace of said