

## ARTICLE VIII.

### ASSIGNMENT OF CHOSSES IN ACTION.

5.

This section enlarges the right of the surety; under it, he is entitled to have an assignment of the instrument representing the debt he has paid, and to sue the principal debtor thereon. This special remedy is not available against co-sureties. In view of article 1, section 7, this section applies to all the sureties in any obligation, and they are entitled to unite in a joint action. None of the sureties may avail of this section without the payment of the entire debt. An accommodation maker of a joint and several note is a "surety" within the meaning of this section. *Fuhrman v. Fuhrman*, 115 Md. 441.

6.

This section referred to in construing section 5—see notes thereto. *Fuhrman v. Fuhrman*, 115 Md. 442.