

ARTICLE IX.

ATTACHMENTS.

4.

The first note under the heading "Generally" on page 197 of volume 1 of the Annotated Code is affirmed in *Tonn v. Linders*, 116 Md. 56.

10.

It is not necessary in all cases that there be an actual seizure of the property attached, since where it cannot be seized and taken from the garnishee, the plaintiff has the right to interrogate the garnishee and thus get a sufficient description of the property into the record. Object of the seizure and schedule. *De Bearn v. De Bearn*, 119 Md. 425.

Certain registered bonds of a foreign corporation held to be property within the meaning of this section and, under the facts of the case, attachable. *De Bearn v. Prince de Bearn*, 115 Md. 676. And see *De Bearn v. Winans*, 119 Md. 394; *De Bearn v. De Bearn*, 119 Md. 421; *U. S. Express Co. v. Hurlock*, 120 Md. 113.

11.

It is always proper where a party is found in possession of lands or chattels that are attached, that he should be returned as garnishee. The judgment of condemnation, however, in such case is not against the garnishee but of the particular lands or chattels attached, and a *feri facias* goes to the sheriff commanding him to sell the property. *De Bearn v. De Bearn*, 119 Md. 426.

In view of this section and section 29, and of article 75, section 172, service upon an employee of a firm which is intended to be made garnishees, is ineffective. *Wilmer v. Epstein*, 116 Md. 144.

13.

Under this section and section 15, the garnishee cannot be required to answer interrogatories under oath. Question as to whether the answers to interrogatories signed only by the attorney for the garnishee are sufficient, not passed on. The court may (in view of section 28) permit the garnishee to sign and file answers to interrogatories after the time allowed by this section, when, within such time, answers have been filed signed for him by his attorney. Interrogatories held to have been fully answered. *Wilmer v. Mann*, 121 Md. 243.

To the first note to section 13 on page 206 of volume 1 of the Annotated Code, add the case of *De Bearn v. De Bearn*, 119 Md. 422.

15.

See notes to section 13.

18.

Certain registered bonds of a foreign corporation held to be attachable, under the circumstances of the case. This section referred to in construing article 23, sections 391 to 401 of the Code of 1904—see notes to article 23, section 68 of the Annotated Code. *De Bearn v. Prince de Bearn*, 115 Md. 674.

See notes to article 23, section 68.

19.

See article 52, section 49A.