

right and title of all the parties to the aforesaid cause, in and to ——
(describe property).

Witness my hand and seal.

Test:

A B.

[SEAL.]

An. Code, sec. 60. 1904, sec. 58. 1888, sec. 57.

Form of Deed of Commissioners to make Partition of Lands.

62. This deed, made this —— day of ——, in the year ——, witnesseth, that we ——, (here insert names of commissioners,) commissioners appointed by the circuit court for —— county, to divide the lands of A B, late of —— county, deceased, in consideration of the sum of ——, have sold, and do hereby grant to C D, all that parcel of land, (here describe the land as described in return of the commissioners).

Witness our hands and seals.

Test:

A B.

[SEAL.]

Add seal for each commissioner.

See art. 46, sec. 27, *et seq.*

An. Code, sec. 61. 1904, sec. 59. 1888, sec. 58.

Form of Executor's Deed.

63. This deed, made this —— day of ——, in the year ——, witnesseth, that I, ——, executor of the last will of ——, late of —— county, deceased, under a power in said will contained, in consideration of the sum of ——, have bargained and sold to ——, all that parcel of land (here describe the land as described in the report of the executor to the court).

Witness my hand and seal.

Test:

A B.

[SEAL.]

An. Code, sec. 62. 1904, sec. 60. 1888, sec. 59. 1856, ch. 154, sec. 103.

Form of Mortgage of Real Estate.

64. This mortgage, made this —— day of ——, by me, ——, witnesseth, that in consideration of the sum of —— dollars, now due from me, the said —— to ——, I, the said ——, do grant unto the said ——, (here describe the property); provided, that if I, the said ——, shall pay, on or before the —— day of ——, to the said ——, the sum of —— dollars, with the interest thereon from ——, then this mortgage shall be void.

Witness my hand and seal.

[SEAL.]

This section, while not exclusive of other forms, clearly indicates the attributes and essential qualities of a mortgage, as distinguished from a deed of trust—see sec. 59. *Bank of Commerce v. Lanahan*, 45 Md. 407.

This section referred to in construing secs. 10 and 32. *Carrico v. Farmers', etc., Bank*, 33 Md. 244.