

for summoning jurors to the Superior Court, and two dollars a day for each day he or his deputy shall attend upon such inquisition; and such expenses shall be paid by the Mayor and City Council of Baltimore, except in cases of objection to the confirmation of the inquisition, when the costs in said court, may be awarded in the discretion of the court.

### MORTGAGES.

1833, ch. 181. 1836, ch. 249. P. L. L. (1860), Art. 4, sec. 782. P. L. L. (1888), Art. 4, sec. 692. 1890, ch. 197.

**720.** In all cases of conveyances of lands or hereditaments or of chattels real, or goods and chattels personal, situate in the said city, wherein the mortgagor shall declare his assent to the passing of a decree for the sale of the same, it shall be lawful for the mortgagee or his assigns at any time after filing the same to be recorded, to submit to either of the Circuit Courts of Baltimore City the said conveyances or copies thereof, under seal of the Superior Court; and the Circuit Court to which the same is so submitted, may thereupon forthwith decree that the mortgaged premises shall be sold at any one of the periods limited in said conveyances for the forfeiture of said mortgages or limited for a default of the mortgagors, and on such terms of sale as to the said court may seem proper, and shall appoint by said decree a trustee or trustees for making such sale, and shall require bond and security for the performance of the trust as is usual in cases of sales of mortgaged premises.

Eichelberger v. Harrison, 3 Md. ch. 39. Cronise v. Clark, 4 Md. 403. Williams v. Williams, 7 Gill, 302. Ing v. Cromwell, 4 Md. 31. Gatchell v. Presstman, 5 Md. 161. Kauffman v. Walker, 9 Md. 229. Robertson v. Amer. Homestead Association, 10 Md. 397. Kenly v. Wierman, 18 Md. 302. Black v. Carroll, 24 Md. 252. Franz v. Teutonia Bldg. Ass'n, 24 Md. 269. Brooks v. Hayes, 24 Md. 518. Seebold v. Lockner, 30 Md. 133. Tome v. Merchants and Mechanics Bldg. Ass'n, 34 Md. 12. Heuissler v. Nikum, 38 Md. 270. Shaefer v. Amicable P. L. & L. Co., 47 Md. 126. Kerchner v. Kempton, 47 Md. 568. Gustave Adolph Bldg. Ass'n v. Kratz, 55 Md. 394. Abrahams v. Tappe, 60 Md. 317. Trayhern v. Colburn, 66 Md. 280. Bernstein v. Hobelman, 70 Md. 29. Chilton v. Brooks, 71 Md. 445. Roberts v. Loyola Bldg. Ass'n, 74 Md. 1. Haskie v. James, 75 Md. 568. Hughes v. Riggs, 84 Md. 505. Connaughton v. Bernard, 84 Md. 589. Knapp v. Anderson, 89 Md. 189. Owens v. Graetzel, 146 Md. 361. Kushnick v. Bldg. & Loan Ass'n, 153 Md. 685.

*Mortgages; Powers of Circuit Court No. 2.* Circuit Court No. 2 of Baltimore City has power to pass an *ex parte* decree authorized by a mortgage executed prior to the establishment of said court. Miller v. Gunkle, Daily Record, April 2, 1892.

*Powers of Sale and Assent to Decree.* The power of sale and assent to the passage of a decree contained in a mortgage, is a power coupled with an interest. Easter v. Easter, Daily Record, January 23, 1897.

1833, ch. 181. 1880, ch. 216. P. L. L. (1888), Art. 4, sec. 693.

**721.** The trustee or trustees so appointed, after having given bond with security, may, after the arrival of the period limited by the decree for a sale, sell, agreeably to the terms of said decree, the mortgaged property or any part thereof; the mortgagees, their executors, administrators or assigns, if the mortgage claim shall have been assigned before such sale, or their duly constituted agent or attorney, after the arrival of the period aforesaid, verifying by their oath a statement of the amount of said mortgage claim remaining due, before the Judge of said court or