

relief, to what
court and how
made
6 Md 306, 14
Md 14, 25 Md
231, 27 Md 238,
365, 30 Md 128,
32 Md 1, 225, 40
Md 401

Court of Common Pleas, if the insolvent resides in the city of Baltimore, stating that he is insolvent and offering to deliver up, for the benefit of his creditors, all his property, real and personal, and exhibiting therewith a schedule of his property and a list of the debts due from and owing to him, with the names of his debtors and creditors, all verified by affidavit, and shall annex to his petition an affidavit that he will deliver up and convey to such trustee as the court may appoint, for the benefit of his creditors, all the property, estate, rights, and claims of every description, to which he is in any manner entitled, the necessary wearing apparel and bedding of himself and family, or such property as may by law be exempted from execution excepted, and that he has not at any time sold, lessened, transferred, or disposed of any part of his property for the use or benefit of any person, or intrusted any part of his money, or other property, debts, rights, or claims, thereby to delay or defraud his creditors, or any of them, or to secure the same, so as to receive, or expect to receive, any profit, benefit, or advantage himself therefrom; *provided*, that the said applicant has at no time within two years previous to his said application been discharged under any insolvent law of this State

Time

Id s 2
1854, c 193, s 2
Court to appoint
trustees
9 Md 331, 14
Md 14, 15 Md
545, 26 Md 368,
30 Md 262, 32
Md 552.

Petitioner to
convey to
trustee

2. The court shall then appoint a trustee for the benefit of the creditors, who shall give bond to the State, with surety for the faithful discharge of his trust, and the insolvent shall convey to such trustee all his property and estate of every description, and upon the approval of such bond, all the property of every description, rights, and claims of the insolvent, as well such as are enumerated and described in his schedule, as the property, rights and claims which are not so enumerated and described, shall vest in the said trustee, except as before excepted.

Id s 3
1854, c 193, s 3
Court to fix day
for insolvent to
answer inter-
rogatories

Notice

3. The said court shall then fix a day for the insolvent to appear and answer such interrogatories or allegations as his creditors, indorsers, or sureties may propose or allege against him, and shall order not less than three months' notice of said day to be given by such insolvent to his creditors in such manner as the court may direct

Id s 4
1854, c 193, s 4
When to be
discharged
22 Md 373, 29
Md 194, 32 Md
267, 34 Md 280

Effect of dis-
charge

4. If the creditors, indorsers, or sureties shall fail to make any allegations or propose any interrogatories, or if the same shall be answered satisfactorily or determined in favor of the insolvent, the court shall discharge the insolvent from all debts and contracts made before the filing of his petition, and he shall be released from all such debts and contracts, and such discharge and release shall embrace all cases where he is indorser or surety, and he shall not be liable to pay any joint contractor, surety, or indorser who may pay any debt or perform any contract after the filing of his petition, which was entered into before the filing of such petition.

Id s 5
1854, c 193, s 5
Discharge of in-
solvent not to
release indorser
or security

5. The discharge of any person under this article relating to insolvents is not to release any other person who may be liable as indorser, surety or otherwise.