

6. No person shall be released or discharged under this article relating to insolvents who has conveyed, concealed, or disposed of his property to defraud or delay his creditors, or prevent the same from being applied to the payment of his debts, or who has within one year of the time of filing his petition, by the conveyance or assignment of his property, or debts or claims, or payment of money, given an undue and improper preference to any of his creditors.

Id s 6
1854, c 193, s 6
Person guilty
of fraud not to
be discharged
11 Md 453, 13
Md 164, 17 Md
345, 25 Md 231,
27 Md 317.

7. Any confession of judgment, and any conveyance or assignment, made by any insolvent under this article relating to insolvents for the purpose of defrauding his creditors or giving an undue preference, shall be void, and the property or thing conveyed or assigned shall vest in the trustee, and all acts done by a petitioner before his application, when he shall have had no reasonable expectation of being exempted from liability to execution, on account of his debts or responsibilities, without petitioning for the benefit of the insolvent laws, shall be deemed to be within the meaning and purview of this section.

Id s 7
1854, c 193, s 7
Confession of
judgment or
assignment to
defraud creditors
by insolvent,
void
25 Md 231, 486,
40 Md 414

8. Any judgment or decree confessed to give an undue preference to any creditor, or for the purpose of defrauding any creditor, shall be void and excluded in the distribution under this article relating to insolvents.

Id s 8
1854, c 193, s 8
Effect of judgment
or decree
confessed for
purpose of de-
frauding creditor
25 Md 231

9. Any creditor who shall collude with the insolvent to make his claim appear larger than it justly is, shall forfeit his whole claim for the benefit of the other creditors.

Id s 9
1854, c 193, s 9
Creditor collud-
ing with insolvent
to forfeit
claim.

10. The estates of the insolvents shall be distributed under the order of the court, according to the principles of equity, and no creditor shall acquire a lien by *fiery facias* or attachment unless the same be levied before the filing of the petition.

Id s 10
1854, c 193, s 10.
Estate how to
be distributed
13 Md 371, 22
Md 375, 24 Md
11, 26 Md 367,

30 Md 235, 32 Md 70, 225, 241 When creditor to acquire lien by levy

11. The said courts, or the judge thereof in the recess, may remove any trustee for misconduct, or may, at discretion, discharge a trustee who applies to be discharged.

Id s 11
1854, c 193, s 11
Trustees may
be removed

12. The said courts, or the judges thereof, shall prescribe the penalty of the bond of the trustee, and approve the security therein, and may order new surety to be given, and remove, on failure to comply, and shall have the same power and control over trustees under this article, relating to insolvents, which courts of equity have over trustees appointed by decree to sell property.

Id s 12
1854, c 193, s 12
Trustee to give
bond
32 Md 225

13. No deed or conveyance to a trustee for the benefit of creditors generally, shall be deemed fraudulent, or a fraudulent or undue preference, because of a condition requiring the creditors to release the debtor, and depriving any creditor, who refuses to release, of all benefit from property so conveyed in trust, but all such deeds of trust are hereby declared to be valid, and shall not be set aside, either at the suit of a trustee under this article, or at the suit of any creditor.

Id s 13
1854, c 193, s 13
What deeds for
benefit of creditors
valid
13 Md 164, 33
Md 598, 40 Md.
414