

the tax levied upon the interest warranted to be paid in advance, or will he require the same to be paid by the mortgagor or any person for him during the existence of said mortgage; and upon the assignment of any mortgage in this State, which mortgage was executed after the thirtieth day of March, in the year 1896, except for the purpose of foreclosure, the party to whom it is assigned, his agent or attorney, shall take the oath or affirmation in this section prescribed, to be recorded with said assignment, and no such mortgage shall be valid except as between the parties thereto, unless the said oath or affirmation is endorsed thereon; provided, that for the assignment of mortgages executed prior to said last-mentioned date and containing any covenant or covenants of the character prescribed in 146 c of this article, no oath or affirmation shall be required.

1898, ch. 501.

**146 D-1.** Any person or corporation lending money on mortgage upon property in this State, their agent or attorney, in addition to the usual oath, (or solemn affirmation, if such person, agent or attorney be conscientiously scrupulous of taking an oath,) as to the *bona fides* of the consideration, shall take an oath, or make solemn affirmation, to be endorsed upon the mortgage and to follow immediately after the aforementioned oath or affirmation, as follows: "And also make oath on the Holy Evangel of Almighty God (or does solemnly and truly declare and affirm) that he has not required the mortgagor, his agent or attorney, or any person for the said mortgagor, to pay the tax levied upon the interest covenanted to be paid, in advance, nor will he require the same to be paid by the mortgagor, or any person for him during the existence of this mortgage," and upon the assignment of any mortgage in this State, except for the purpose of foreclosure, the party to whom it is assigned shall take the oath in this section prescribed, to be recorded with said assignment, and no mortgage shall be valid except as between the parties thereto, unless the said oath or affirmation is endorsed thereon.

1896, ch. 120.

**146 E.** It shall be the duty of the clerks of the circuit courts for the several counties of this State, and the clerk of the