

1888, art. 47, sec. 25 1880, ch. 172, sec. 26. 1888, ch. 275. 1892, ch. 658.

25. If any real estate, chattel, real or personal property of the insolvent shall have been decreed to be sold by virtue of any decree of any court of equity for the enforcement of a mortgage, or if there be a power of sale, or a consent to a decree for a sale contained in any mortgage, or bill of sale of real estate, chattels, real or personal property of the insolvent, as the case may be, the filing of the petition in insolvency, either by or against the insolvent, as hereinbefore provided, and the subsequent proceedings in insolvency on such petition shall not disturb, defeat or impair the right of the mortgagee to apply for a decree, or of the trustee named in the decree, or the mortgagee, or bargainee, or his assignee, or person authorized in the mortgage or bill of sale to make sale to proceed with such sale, or to execute the power of sale contained in said decree, mortgage, or bill of sale, unless the right, or power or consent to decree shall be waived in writing by the mortgagee or his proper representatives, and in all such cases, in the absence of waiver of right by the mortgagee or his proper representatives, as hereinbefore provided, the trustee in insolvency shall only be authorized to sell the equity of redemption of the insolvent in all such property by decree, mortgage or bill of sale as aforesaid.

Alexander v Ghiselin, 5 Gill, 180. *Carter v Dennison*, 7 Gill, 170. *Gray v. Lynch*, 8 Gill, 426. *Powles v. Dilley*, 9 Gill, 240. *Pierson v Trail*, 1 Md. 143. *Glenn v. Gill*, 2 Md. 18. *Evans v. Sprigg*, 2 Md. 457. *Wiles v. Wiles*, 3 Md. 10. *Manahan v. Sammon*, 3 Md. 463. *Poe v. Duck*, 5 Md. 1. *Eschbach v. Pitts*, 6 Md. 75. *Jamison v Chestnut*, 8 Md. 34. *Purviance v. Glenn*, 8 Md. 206. *Zeigler v. King*, 9 Md. 335. *White v. Malcolm*, 15 Md. 529. *Waters' Lessee v. Riggins*, 19 Md. 516. *Berry v. Skinner*, 30 Md. 567. *Dill v. Satterfield*, 34 Md. 52. *Harnickell v. Orndorff*, 35 Md. 341. *Brown v. Hazlehurst*, 54 Md. 26. *Mackubbin v. Boarman*, 54 Md. 384. *Ensor v. Lewis*, 54 Md. 397. *Abell v Brown*, 55 Md. 217. *Gable v. Scott*, 56 Md. 181. *McHenry v. McVeigh*, 56 Md. 578. *Ensor v. Keech*, 64 Md. 378

Ibid. sec. 26. 1880, ch. 172, sec. 27.

26. It shall be the duty of the several clerks of the courts of this State, wherein any proceedings in insolvency may be pending under any of the provisions of this article, to have and keep a book to be called "insolvent record," in addition to the book in which he may keep docket entries of said proceedings, in which book of "insolvent record," whenever any real estate shall have been sold by said trustee, the said clerk shall record the petition of insolvent or creditors, as the case may be, all conveyances relating to said insolvent estate, to