ARTICLE L.

JOINT OBLIGATIONS AND JOINT TENANCY.

Joint Obligations.

1888, art. 50, sec. 1.   1860, art. 49, sec. 1.   1811, ch. 161, sec. 1.

1. Where two or more persons are jointly bound by bond, promissory note or by any other writing, whether sealed or unsealed, to pay money or do any other thing and one or more of such persons shall die, his or their executors and heirs shall be bound in the same manner and to the same extent as if the person so dying had been bound severally as well as jointly.

Preston *v.* Preston, 1 H. & J. 366.   Dorsey *v.* Dorsey, 2 H. & J. 480, (note *a*).   Pike *v.* Dashiell, 7 H. & J. 406.   Osgood *v.* Spencer, 2 H. & G. 133   Waters. *v.* Riley, 2 H. & G. 305.   Zollickoffer *v.* Seth, 44 Md. 359.

Ibid. sec. 2.   1860, art. 49, sec. 2.   1825, ch. 167, sec. 1.   1837, ch. 211. 1870, ch. 329.

2. No person shall institute more than one suit on a joint and several bond, promissory note, penal or single bill when the persons executing the same are alive and reside in the same county; and if more suits than one be instituted on any such bond, promissory note, penal or single bill, judgments of *non pros.* shall be entered against the plaintiff in such suits.

Wall *v.* Wall, 2 H. & G. 79.   Blizzard *v* Jacobs, 3 G & J 66.   Slater *v.* Magraw, 12 G. & J. 265.   Merrick *v* Bank of Metropolis, 8 Gill, 64.   State *v.* Wheeler, 14 Md. 108.   Kent *v* Holliday, 17 Md. 393.

Ibid sec. 3.   1860, art. 49, sec. 3.   1825, ch. 167, sec. 2.

3. If a joint obligor be dead when the suit is brought his representative may be sued.