

CHAP. 250. executed by the mortgagee upon such sale to a third person.

First assign-
ment of mort-
gage SEC. 15. *And be it enacted*, That any such mortgage may be assigned by endorsement in blank upon the original mortgage, and an assignment of the mortgage shall always operate as an assignment of the power to sell, where such power shall have been given to the mortgagee, but such assignment shall have no effect against third persons without notice until a certificate signed by the assignor and assignee, stating the assignment and the consideration thereof, shall be filed in the office of the clerk of Baltimore county court, and when so filed, it shall be the duty of the said clerk to record the same in a separate book to be kept for the purpose, and to note on the margin of the record of such mortgage, the page and book where any such certificate may have been recorded.

A power to sell

But not a second

Without public notice

Record directed

Marginal note

Relative to in-
junction of sale SEC. 16. *And be it enacted*, That no injunction shall be granted to stay any such sale unless the party praying such injunction is a party to the mortgage, or shall claim some interest in the mortgaged premises by a title subsequent to the recording of said mortgage; nor unless upon an allegation that the said mortgage debt and interest has been paid or some part thereof, particularly specified, which the person offering to sell shall have refused to allow, or of some fraud specified in the bill praying an injunction as practiced by the mortgagee or with his knowledge, in obtaining the said deed of mortgage, and when any injunction shall be granted, it shall be the duty of the court on proof of ten days notice to the complainant, to hear, and as soon as may be decide upon a motion for a dissolution of the same.

CHAPTER 250.

Passed Feb. 23, 1837, *An act to grant to the Commissioners of Chestertown a certain lot of ground therein mentioned.*

Preamble

WHEREAS, it is represented to this General Assembly, that a certain lot or parcel of ground situate in Chester town, and known and distinguished on the plat of said town as the Club House Lot, has escheated to the State of Maryland, and in its present condition is