

CHAPTER 430

(Senate Bill 140)

AN ACT to repeal and re-enact, with amendments, Section 71, of Article 21, of the Annotated Code of Maryland, (1939 Edition), title "Conveyancing", sub-title "Conditional Contracts of Sale", relating to the recording of instruments covering Conditional Contracts of Sale.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Section 71, of Article 21, of the Annotated Code of Maryland, (1939 edition), title "Conveyancing", sub-title "Conditional Contracts of Sale", be and the same is hereby repealed and re-enacted, with amendments, to read as follows:

71. Every note, sale or contract for the sale of goods and chattels, wherein the title thereto, or a lien thereon, is reserved until the same be paid in whole or in part, or the transfer of title is made to depend upon any condition therein expressed and possession is to be delivered to the vendee, shall, in respect to such reservation and condition, be void as to subsequent purchasers, mortgagees, incumbrancers, landlords with liens, pledgees, receivers, and creditors who acquired a lien by judicial proceedings on such goods and chattels without notice until such note, sale or contract be in writing, signed by the vendee and be recorded in the Clerk's office of the Superior Court of Baltimore City, or in the Clerk's office of the Circuit Courts of the various counties, as the case may be, where the vendee resides, or in the case of a corporate or partnership vendee, then where such vendee has its principal place of business in the State of Maryland; and such recording shall be sufficient to give actual or constructive notice to such parties when a memorandum of the paper writing signed by the vendee or vendees, setting forth the date thereof, the amount due thereon, when and how payable and a brief description of the goods and chattels therein mentioned shall have been recorded with the Clerk aforesaid, but it shall not be necessary that said paper writing shall be acknowledged or an affidavit made to the consideration therein expressed as in the case of bills of sale.

SEC. 2. *And be it further enacted,* That this Act shall take effect June 1, 1949.

Approved April 29, 1949.