

SECTION 1. *Be it enacted by the General Assembly of Maryland, That Sections 64 and 66 of Article 35 of the Annotated Code of Maryland (1956 Supplement), title "Evidence", sub-title "Proof of Accounts", be and they are hereby repealed, and that new Sections 64 and 66 be and they are hereby enacted in lieu thereof, to stand in the place of the sections so repealed, and to read as follows:*

64. Proof by oath of creditor. Any account for money or goods lent or due and chargeable in account for goods sold, work done or other things properly chargeable in account, including any obligation or liability in contract or quasi contract and whether express or implied, which shall be sworn to by the creditor before a notary public or a justice of the peace of this State, or before any officer of any other state or country where he may be at the time having authority to administer an oath therein and certified as aforesaid to be just and true, and that he hath not, directly or indirectly, received to his knowledge any part or parcel of the money or goods charged as due by such account or any security or satisfaction for the same more than credit shall be given for, shall be received as good evidence in any court or before any justice of the peace of this State, unless the debtor or defendant shall make it appear by lawful evidence that such account is false in part or in whole.

66. Affidavit by one joint plaintiff or by agent, partner or corporate officer. In cases where there are two or more plaintiffs any affidavits required under the preceding sections to be made by the party bringing suit or by the creditor may be made by any one of the plaintiffs, or if all the plaintiffs be absent from the State at the time of the bringing of the suit, or if the plaintiff be a corporation, such affidavit may be made by any agent of the plaintiff or plaintiffs, or any of them, who will make further oath that he is such agent and that he has personal knowledge of the matters therein stated; such affidavit, if made on behalf of any firm or copartnership, shall be prima facie evidence of said partnership and of the persons composing the same as therein set forth, or if made on behalf of any body corporate by any person therein alleging himself to be an officer or agent of the corporation authorized to make the affidavit shall be prima facie evidence of the fact of its incorporation and of the matters therein set forth.

SEC. 2. *And be it further enacted, That this Act shall take effect June 1, 1957.*

Approved January 28, 1957.

CHAPTER 20

(House Bill 50)

AN ACT to repeal and re-enact, with amendments, Section 11 of Article 88A of the Annotated Code of Maryland (1951 Edition),

EXPLANATION: *Italics indicate new matter added to existing law.*

[Brackets] indicate matter stricken from existing law.

CAPITALS indicate amendments to bill.

Strike out indicates matter stricken out of bill.