

cess, and that his said return of process is false and untrue, and the remedy under this section shall not prejudice the plaintiff's right to proceed against the bond of the sheriff by suit.

In force and approved March 28, 1868.

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## ARTICLE XCIII.

### Testamentary Law.

#### GUARDIAN AND WARD.

167. Sales and investments leasehold estates. proviso.

#### SALES.

284. Trustee: sale and ratification, &c.. proviso.

#### GUARDIAN AND WARD.

1868, c. 380 amends section 167 of this article to read as follows:

SEC. 167. The orphans' court, if they shall think such sale advantageous to the ward, may order any guardian to sell leasehold estates of his ward, and shall order the proceeds to be invested in bank stock or any other good security, in the name of the ward, and no sale, transfer or disposal of the said stock shall be made without the order of the court. The said court may, also, if they shall think the same advantageous to the ward, order any guardian to lease any leasehold estates of the ward, for the whole or any part of the unexpired term, on such terms as may be deemed advantageous; *provided* that such agreement for a lease shall not have any effect until reported to and approved by the court, and the rents arising on each lease shall be accounted for as other property or income of the ward.

In force and approved March 30, 1868