

CHAPTER 336.

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AN ACT to repeal Section four of Chapter one hundred and sixty-two of the Acts of eighteen hundred and sixty-five, entitled "An Act to add additional Sections to Article ninety-three of the Code of Public General Laws entitled 'Testamentary Law,' and relating to sales of real estate by order of Orphans' Courts, to come in after Section three hundred and twenty-eight of said Article, and to insert in said Article, in lieu of the Section so repealed, the following Section relating to sales of real estate by order Orphans' Courts.

Repealed.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That Section four of Article ninety-three of the Code of Public General Laws, passed March twenty-fourth, eighteen hundred and sixty-five, and relating to sales of real estate by order of Orphans' Courts, to come in after Section three hundred and twenty-eight of said Article, be and the same is hereby repealed, and that the following Section be inserted in said Article as a substitute for, and in lieu of the said Section so repealed:

Appoint trustee.

4. That the Orphans' Courts shall have authority to appoint a Trustee to make such sales, which Trustee may be the administrator or any other person, in the discretion of the Court, and who shall give bond with security, to be approved by the Orphans' Court or the Register of Wills, and proceed with such sale in the manner usually practiced in the Courts of Equity in this State; and upon the ratification of such sale by the Orphans' Court and the payment in full of the purchase money, and not before, the said Trustee shall proceed to convey the title of said intestate to said real estate in the same manner as Trustees under the appointment of Circuit Courts are now authorized to do, and the said Orphans' Court may allow the same commissions to any Trustee so appointed as are now allowed to a Trustee appointed to sell under a decree in equity; provided, that