

And it is further decreed, that the defendant John Diffenderffer, pay unto the plaintiffs William S. Winder and Araminta, his wife, or bring into this Court to be paid to them, the sum of \$13,060.58, with legal interest thereon, from the 8th day of November, 1828, until paid or brought into Court.

And it is further decreed, that the defendant John Diffenderffer, pay unto the defendant Amelia Diffenderffer, or bring into this Court to be paid to her, the sum of \$8,707.05, with legal interest thereon, from the 8th day of November, 1828, until paid or brought in.

And it is further decreed, that the defendant John Diffenderffer, pay unto the defendant Michael Diffenderffer, or bring into this Court to be paid to him, the sum of \$8,707.05, with legal interest thereon, from the 8th day of November, 1828, until paid or brought in.

*And it is further decreed, that the defendant John Diffenderffer, pay unto the defendant Charles R. Diffenderffer, or **209** bring into this Court to be paid to him, the sum of \$8,707.05, with legal interest thereon, from the 8th day of November, 1828, until paid or brought in.

And it is further decreed, that the defendant John Diffenderffer, pay unto the plaintiffs, and to each one of the other parties, their costs in this suit arising under the said decree to account to be taxed by the register.

See the report of this case as disposed of by the Court of Appeals, 3 *G. & J.* 311.

CAMPBELL'S CASE.

LUNATIC AND INFANT DEFENDANTS.—SALE OF PROPERTY IN A CREDITOR'S SUIT.—DEVISE FOR PAYMENT OF DEBTS.—PRIVATE ACTS OF ASSEMBLY.—STATUTORY CONSTRUCTION.—CONSTITUTIONAL LAW.—LIS PENDENS.

Where an estate has been devised to be sold to pay debts, the trustee who has accepted the trust, may be ordered to proceed accordingly, and to sell, as directed by the will, real estate lying out of this State.

Trustees, on failing to give bond as required, may be removed, and another trustee appointed. (a)

On petition and affidavit a writ *de lunatico inquirendo* may be issued.

It should be directed to the county in which the person alleged to be insane resides; but if he be not within the State, it should be directed to the county in which he last resided; and in some cases, his appearance before the inquest may be dispensed with.

(a) See *Dorsey v. Thompson*, 37 Md. 46; *Fulton v. Harman*, 44 Md. 266; *Cowman v. Colquhoun*, 60 Md. 136.