

1904, art. 93, sec. 174. 1888, art. 93, sec. 174. 1860, art. 93, sec. 174.
1843, ch. 304, sec. 3.

175. When there are two or more guardians, and the sale or removal has been made without the consent of all, the revocation shall only extend to the person or persons so offending, and the remaining guardian or guardians shall have full power to discharge all the duties connected with his or their office.

See sec. 286.

Ibid. sec. 175. 1888, art. 93, sec. 175. 1860, art. 93, sec. 175.
1843, ch. 304, sec. 4.

176. Nothing herein shall apply where a guardian has been appointed by will, with power to sell property without making a return of such sale to the orphans' court.

See sec. 287.

Ibid. sec. 176. 1888, art. 93, sec. 176. 1860, art. 93, sec. 176.
1798, ch. 101, sub-ch. 12. sec. 11.

177. In the first account to be rendered by a guardian, he shall state the property received by him from an executor, administrator, or otherwise, belonging to his ward, and every increase, and the profits thence arising, if any.

Guardians' accounts are only *prima facie* correct. *State v. Baker*, 8 Md. 44; *Richards v. Swan*, 7 Gill, 366; *Magruder v. Darnall*, 6 Gill, 269; *O'Hara v. Shepherd*, 3 Md. Ch. 306; *Spedden v. State*, 3 H. & J. 251.

This section referred to in construing section 165. *Thaw v. Falls*, 136 U. S. 519.

See notes to sec. 193.

Ibid. sec. 177. 1888, art. 93, sec. 177. 1860, art. 93, sec. 177.
1798, ch. 101, sub-ch. 12, sec. 13.

178. Every account of a guardian shall state his expenditures in maintaining and educating his ward, not exceeding the income of his estate, unless allowed by the court; and for no balance of money in his hands shall he be charged interest, unless he shall consent to take the same on interest, but the court may direct him to invest the same, and for the trouble and care of such guardian the court may allow any commission not exceeding ten per cent. on the annual income of the estate.

This section was intended to deal with the disposition of the income of the ward's estate, and contemplates allowing the guardian to use an unexpended balance of the income temporarily upon paying interest; it does not refer to investments of the *corpus* of the estate. Definition of the term "investment"; distinction between an investment of funds, and their retention and use by the guardian. *Fidelity Co. v. Freud*, 115 Md. —.

A guardian is not entitled to a commission on the fund which he pays over to the ward when he arrives at age. *Whyte v. Dimmock*, 55 Md. 455.

This section referred to in construing section 165. *Thaw v. Falls*, 136 U. S. 519.

Ibid. sec. 178. 1888, art. 93, sec. 178. 1860, art. 93, sec. 178.
1831, ch. 315, sec. 9.

179. Any allowance which may be made by any orphans' court to a guardian, for the clothing, support, maintenance, education, or for