

243.

See notes to section 228.

244.

The remedy provided by this section pointed out in construing section 98—see notes thereto. *Dunnigan v. Cummins*, 115 Md. 298.
See notes to section 245.

245.

The appeal provided by this section is exclusive of the appeal provided by article 5, section 60. The orphans' court held to have jurisdiction under this section and a demand for issues did not divest it of such jurisdiction. When issues are demanded, the orphans' court has a judicial function to perform. See notes to section 255. *McAvoy v. Renehan*, 116 Md. 335.

254.

See notes to sections 228 and 255.

255.

This section does not require the orphans' court to send issues to a court of law for a determination of questions such as the reopening of an account for alleged improper allowances, when that investigation is being made under a plenary proceeding and the parties had elected to try the question before the orphans' court. See note to section 245. *McAvoy v. Renehan*, 116 Md. 336.

To the second and third notes, under the sub-title "Costs, Counsel Fees, etc.," to section 255 on page 2122 of volume 2 of the Annotated Code, add the case of *French v. Washington County Home*, 115 Md. 315.

See notes to section 317.

262.

The orphans' court has no jurisdiction to authorize a guardian to invest the ward's funds in a loan to the guardian himself upon his promissory note bearing interest. *Fidelity & Deposit Co. v. Freud*, 115 Md. 31.

Register of Wills.

263.

See article 4, section 41, of the Md. Constitution.

Sales.

284.

Where an administrator assigns a note and the mortgage securing it—the latter "for value received"—to the widow of the testator and she subsequently assigns it to the plaintiff, it will be assumed that the administrator obtained the necessary order of court under this section, in the absence of proof to the contrary. *Fuhrman v. Fuhrman*, 115 Md. 439.

293.

Under this section and sections 294 and 295, an orphans' court has jurisdiction to direct sales of real estate of intestates when the appraised value does not exceed twenty-five hundred dollars, although such real estate is situated in another county. See notes to article 16, section 87. *Cain v. Miller*, 117 Md. 47.

See notes to article 16, section 87.