

This section is not in conflict with Federal or state Constitution. Title of act. This section applies to a ground rent title to only part of which is held by a trustee. Purpose of this section. *Kingan Packing Assn. v. Lloyd*, 110 Md. 621.

As to when ground rents are redeemable, see art. 21, secs. 94 and 95, and art. 53, sec. 25.

As to the redemption of ground rents owned by infants, see art. 93, sec. 177.

An. Code, sec. 251. 1906, ch. 534.

**267.** Whenever by any will hereafter probated or by any deed or other instrument hereafter executed a power to sell, mortgage, lease or otherwise dispose of real or personal estate shall be given to any one or more trustees, executors or other fiduciary officers, such power, whether discretionary or otherwise, shall be construed to be appurtenant to the fiduciary office and shall pass to and be exercisable by any surviving trustees, executor or other fiduciary, or by any successor in the office however appointed, unless an intention to the contrary is expressly declared in such will, deed or other instrument.

See art. 93, sec. 306.

This section is a duplicate of art. 93, sec. 305.

1920, ch. 228, sec. 251A.

**268.** Any trustee, executor, administrator or other fiduciary, desiring to compromise or settle any claim or matter in dispute against or in favor of, or relating to, the estate of property in his, her or its charge, or to which he, she or it may have any claim or title in any of said capacities, may submit such proposed compromise or settlement to a court of equity jurisdiction for its ratification or approval; and the court shall have power to authorize or ratify the same in such manner, and upon such terms or with such modifications as the court may deem proper. Such submission may be made either by petition or report in any cause in which the court may have already assumed jurisdiction over the administration of such trusts or estate, or in which such fiduciary may have been appointed; or may be made by original bill or petition. The court, if it deems it proper, may require that any person or persons interested in the trust or estate be made parties to such petition or report.

See art. 93, sec. 270, and notes.

### Witnesses and Testimony.

An. Code, sec. 252. 1904, sec. 234. 1888, sec. 216. Rule 34.

**269.** Except where testimony is to be taken beyond the limits of the State, or beyond the limits of the county or city for which the court exercises jurisdiction, no commissions to take testimony shall issue. The circuit court for each of the counties, and the supreme bench of Baltimore city shall each appoint two or three experienced and competent examiners, who shall, upon qualification, be officers of the court; and for any special reason, a special examiner may be appointed. These examiners shall have authority to issue subpoenas for witnesses, administer oaths, notify parties of the time of their sittings, and to preserve order and decorum during their sessions. Any person refusing to obey subpoenas issued by such examiners, or who shall be guilty of violating the order and proper decorum of the sessions