

said Treasurer to pay unto the personal representative of the deceased the relief money as herein provided, to be disbursed by him under the direction of the County Commissioners, as hereinafter provided, for the sustenance of the dependents of said deceased employee. The County Commissioners shall determine the manner and form of the proof herein required; provided, that such proof shall at least consist of a certificate of the mine foreman or superintendent, and of the mine inspector, that the injury was received by the employee in the discharge of his duty, and the certificate of a reputable physician setting forth the injury in detail; and, in the case of continuing disability, an additional certificate, monthly, of such physician, certifying as to the period that the employee has been unable to resume his duties as a direct result of the injury; and in the case of death, an additional certificate of such physician that death has resulted from said injury. If the County Commissioners shall fail or refuse to direct the Treasurer to pay or the Treasurer shall fail or refuse to pay unto any employee or personal representative of a deceased employee the relief money provided under this Act, suit may be brought by him, and in such suit the County Commissioners of the proper county shall be made defendant and shall defend such suit as other cases and have power to compromise the same in the exercise of a just discretion, and if not compromised the Court shall determine whether such relief money ought to be payable under this Act, but any judgment rendered in such cases shall only be payable out of the Relief Fund; provided, that any such suit shall be brought by the employee within twelve months from the date of the injury and by the personal representative within six months from the date of the death of the deceased employee, and failure to commence such suits within said periods shall forfeit all right or claim of said parties to any payments out of said fund.

Amer. Coal Co. v. Allegany Co., 128 Md. 564.

1910, ch. 153, sec. 6 (p. 489).

397. Upon application by a personal representative for the relief money contemplated by this Act, for the sustenance of the indigent dependent or dependents of a deceased employee, the County Commissioners shall determine who the dependents are, and the relative claims and necessities of each for shares of the relief money payable, whether the age, habits and prudence of such dependents, if any, are such as to render them fit persons to receive the principal of such relief money as may be apportioned by the County Commissioners to any dependent, and if not, then the County Commissioners may order such relief money paid in limited parts, periodically, until the portion and interest thereon of such dependent shall become exhausted. In the case of the dependents consisting of a mother and infant children said Commissioners may, after adequate investigation, if they shall deem it of advantage to the dependents, order not more than seven hundred and fifty dollars of such relief money invested in a home for such dependents, the title to be in fee, and to be invested in the personal representatives as trustee for the benefit of