

section alleging that a guardian is acting in a fiduciary capacity for more than five wards and requesting his discharge for that reason, the court, upon proof substantiating the petition, shall require a final accounting forthwith from such guardian and shall discharge such guardian in said case.

The limitations of this section shall not apply where the guardian is a Bank or Trust Company acting for the ward's estates only. An individual may be a guardian of more than five wards if they are all members of the same family.

1929, ch. 74, sec. 56D. 1931, ch. 256.

**62.** A petition for the appointment of a guardian may be filed in the Circuit Court of the county where the ward resides, or in the Circuit Court of Baltimore City, if the ward resides in Baltimore City, by or on behalf of any person who under existing law applying to guardians is entitled to priority of appointment. Provided, however, that the Orphans' Court of the several counties and of Baltimore City shall have concurrent jurisdiction with the Circuit Court as to the appointment of guardians of minor wards. If there be no person so entitled or if the person so entitled shall neglect or refuse to file such a petition within thirty days after mailing of notice by the Bureau to the last known address of such person indicating the necessity for the same, a petition for such appointment may be filed in any court of competent jurisdiction by or on behalf of any responsible person residing in this State.

The petition for appointment shall set forth the name, age, place of residence of the ward, the names and places of residence of the nearest relative, if known, and the fact that such ward is entitled to receive moneys payable by or through the Bureau and shall set forth the amount of moneys then due and the amount of probable future payments.

The petition shall also set forth the name and address of the person or institution, if any, having actual custody of the ward.

In the case of a mentally incompetent ward, the petition shall show that such a ward has been rated incompetent on examination by the Bureau in accordance with the laws and regulations governing the Bureau.

1939, ch. 527.

**63.** Whenever it is required, within the purview of Section 60 of this Article, that guardians be appointed for beneficiaries who are non-residents of the State of Maryland, jurisdiction is hereby conferred upon the Circuit Courts of the several counties and the Circuit Courts of Baltimore City to effect the appointment of guardians for such non-resident beneficiaries in the same manner provided by this Act for the appointment of guardians for resident beneficiaries; provided, that the courts making such appointments shall have first caused legal process to be served upon such beneficiaries, giving the same notice as is required under the laws of this State with respect to the appointment of guardians for resident beneficiaries.

1929, ch. 74, sec. 56E.

**64.** Where a petition is filed for the appointment of a guardian of a minor ward a certificate of the Director, or his representative, setting forth the age of such minor as shown by the record of the Bureau and the fact that the appointment of a guardian is a condition precedent to the payment