

to retain any portion of such commissions, and his bond shall be responsible for failure to make such application.

Since this section and secs. 253 and 255 make provision for proceedings against delinquent administrators or co-administrators, equity will not interpose in such cases. *Whiting v. Whiting*, 64 Md. 161; *Linthicum v. Polk*, 93 Md. 94.

Cited but not construed in *Mullen v. Moore*, 156 Md. 425; *Harlan v. Hunter*, 170 Md. 517.

This section applied. *Kealhofer v. Emmert*, 79 Md. 250.

See notes to sec. 235.

An. Code, 1924, sec. 237. 1912, sec. 230. 1904, sec. 229. 1888, sec. 226. 1846, ch. 279.

237. The purchase money of land, sold by a decedent and conveyed by his administrator after his death received by the administrator, shall be returned as a separate debt due the estate of the decedent.

This section referred to in construing sec. 83—see notes thereto. *Grant Coal Co. v. Clary*, 59 Md. 444.

See notes to sec. 232.

Orphans' Court.

An. Code, 1924, sec. 238. 1912, sec. 231. 1904, sec. 230. 1888, sec. 227. 1865, ch. 169. 1892, ch. 465. 1898, ch. 256. 1900, ch. 68. 1918, ch. 471, sec. 231. 1920, ch. 343. 1931, ch. 131. 1939, ch. 172.

238. The judges of the Orphans' Court of the several Counties shall receive the sum of four dollars for every day's attendance upon the session of said court, to be paid at least as often as at the end of each and every quarter after the qualification of said judges by the counties, provided that St. Mary's and Montgomery Counties be exempt from the provisions of this section. The Judges of the Orphans' Court shall receive eight dollars for every day's attendance upon the sessions of said Orphans' Court for Montgomery County, not to exceed twelve hundred dollars in any twelve-month period, to be paid by the County at the end of each and every month after the qualification of said judges. The Judges of the Orphans' Court of Baltimore City to be paid by the City of Baltimore at the end of each and every month and the sessions of said Orphans' Court of Baltimore City shall continue from 11 A. M. to 3 P. M., if necessary, for the transaction of business of the court, and provided that all provisions of any public general law or any public local law inconsistent herewith be and the same are hereby repealed.

See art. 4, sec. 40, *et seq.*, of the Md. Constitution.

An. Code, 1924, sec. 239. 1920, ch. 71. 1927, ch. 151.

239. The Judges of the Orphans' Court of Baltimore City shall each receive the sum of sixteen dollars for every day's attendance upon the sessions of said Orphans' Court of Baltimore City, to be paid by the Mayor and City Council of Baltimore, at the end of each and every month; and the sessions of said Orphans' Court of Baltimore City shall continue from 11 o'clock A. M. to 3 o'clock P. M., if necessary for the transaction of the business of the Court.¹

An. Code, 1924, sec. 240. 1912, sec. 232. 1904, sec. 231. 1892, ch. 137, sec. 227A.

240. The governor shall, of the three persons elected judges of the orphans' court in the several counties and the city of Baltimore, designate and commission one as chief judge of his respective court, and all acts of the governor in designating one of said judges as chief judge, and in

¹ Sec. 2 of ch. 151 of the acts of 1927 repealed all laws inconsistent therewith.