

Proof of execution, where recording not necessary

aforesaid, and certified as aforesaid, shall be good and sufficient evidence in any court in this State to prove such will. Where any will hath been or shall be executed in any other of the United States, or in any foreign country, and to give validity to which, recording or registering is not or shall not be made necessary, proof to the execution thereof by the oath of the subscribing witnesses to the same, or any of them, taken before any court, judge, or justice, or other officer of the State or country where such will hath been or may be executed, having by law authority to administer an oath, and a certificate under seal from the governor, chief magistrate, or a notary public of such State or country, that the court or officer before whom such oath shall be taken, hath authority to administer the same, and that such oath hath been duly made before such court, judge, justice, or officer, shall be good and sufficient evidence in any court in this State to prove such will.

Id. s. 325
1798, c. 101,
sub-c 2, s. 4
Attested copy of will, how made evidence
30 Md. 409

Execution of original

Id. s. 326.
1785, c. 46, s. 3
Proof, where witnesses have died.

Id. s. 327
1854, c. 154
Who may file copy of foreign will and probate
30 Md. 409.

To be recorded by register.

Copy of such record to be evidence

29. An attested copy under the seal of office of any will, testament, or codicil, recorded in any office authorized to record the same, shall be admitted as evidence in any court of law or equity; *provided*, that the execution of the original will or codicil be subject to be contested until a probate hath been had, according to the laws of this State

30. If all the witnesses to any will have died or shall die before the execution thereof shall be proved as aforesaid, then proof by a credible witness to the handwriting of the testator, or the handwriting of the subscribing witnesses to the same, or any of them, taken and certified as aforesaid, shall be good evidence for the purpose aforesaid; but nothing herein contained shall be construed to alter the laws of this State in relation to the execution of wills of real estate.

31. Any person who may be interested in any devise or bequest of any property within the limits of this State, or that may be brought into this State after the bequest contained in any will made in any other State, may procure a copy of said will and probate, authenticated in the mode and by the officer authorized by the laws of such State, and file the same in the office of the register of wills of any county in this State, or the city of Baltimore, and thereupon it shall be the duty of the said register to record the same, as other wills admitted to probate in his office; and a copy of said record of said will and probate, under the hand of said register and the seal of his office, shall be evidence in all suits and actions at law and in equity in any court in this State, wherein the title of any property, real or personal, thereby devised or given, shall be in question, with the same force and effect as if the original will had been admitted to probate in this State according to the laws thereof.

CUSTODY OF WILLS

Id. s. 328
1831, c. 315, s. 16.
All wills, when

32. Every will, when proven, shall be retained and preserved in the office of the register of wills of the county, and shall not be