

State, shall be acknowledged and certified, as if it were a release; and if executed out of the State, shall be acknowledged and certified in the same manner as releases or receipts are required to be by the last preceding section; and any female over eighteen years of age may execute such power of attorney.

184. Such power of attorney shall be recorded in the office of the register of wills in the county in which the administration was granted, or in which the guardian was appointed or gave bond, and any release or receipt executed and acknowledged in virtue of such power before the register of wills, or a justice of the peace of the county, where the power of attorney is required to be recorded, may be recorded with such power of attorney, and a copy, under seal, of such release or receipt and power of attorney, shall be evidence thereof.

185. Any release, receipt, or power of attorney authorized to be recorded in the preceding sections shall remain, and be retained, and preserved in the office of the register of wills, and shall not be delivered to any person.

186. Whenever, under the provisions of a will, it shall be necessary for an executor or an administrator *cum testamento annexo* to retain in his hands the personal estate, or any part thereof, after all just claims are discharged, as where money or some other thing is directed to be paid at a distant period, or upon a contingency, any court of equity in the city or county, or the Orphans' Court, shall have the power, on the application of such executor or administrator, or of the party interested, to decree or give directions thereto; and it shall be the duty of such executor or administrator to apply to the said court of equity, or the Orphans' Court, and the said courts respectively shall have full power to decree or direct what part of the personal estate shall be retained or appropriated for the purpose, and in what manner it shall be disposed of, and the legacy or benefit intended by the will shall be secured to the person to be entitled at a future period or contingency, and how the necessary part of the personal estate to be appropriated for the purpose shall be prevented from lying dead or being unproductive, and how it shall be applied, agreeably to the intent of the will or the construction of law, in case the contingency shall not take place.

187. When any person entitled, after payment of debts, shall be in want of subsistence, or greatly straitened in his circumstances, and shall apply to the Orphans' Court by petition, and satisfy the court that he is in want of subsistence, or greatly straitened in circumstances, and that it probably will not require more than one-half of the assets to discharge the debts, the court may direct the administrator to deliver to the petitioner any part of what the court shall suppose will be his distributive share, or any part of a legacy or bequest in money, not exceeding one-third part, the said petitioner giving bond, with security approved by the court, to the administrator, for returning the same, or an equivalent, with in-

Who may execute

Id s 5
1841, c 305, s 7.
Where to be recorded

Release recorded with power of attorney

Copy, evidence

Id s 6
1831, c 305, s 7
Releases and powers of attorney to be retained by register.

Art 93, s 10
1798, c. 101,
sub-c 10, s 11
Personal estate payable in the future, how disposed of
2 Md 104, 5 Md 219, 21 Md 426,
31 Md 21, 41 Md 488

Id s 140
1798, c 101,
sub-c 10, s 7
When administrator to advance to distributees or legatees
6 Md 347, 26 Md 312, 28 Md 84

Bond to be given.