

## TESTAMENTARY GUARDIANS.

**11.** The appointment of a guardian by a mother of an infant by last will and testament, shall be as valid in every respect and to all intents and purposes, as if such appointment had been made by the father of such infant, by will; *provided*, such mother be capable in law to execute a last will and testament.

Id s 148  
1834, c 291, s 3  
Mother may  
appoint, by will

**12.** In all cases where there has been an appointment of a guardian of a female above the age of eighteen years, by last will and testament, and the person so appointed shall have died or renounced or refused to act, the Orphans' Court of the county in which the said will shall have been proved, may appoint a guardian in the place of the person so dying, renouncing or refusing to act; and the person so appointed shall give bond in the same manner as guardians appointed for infants under age, and shall have the same powers, perform the same duties, and be entitled and bound to perform them for the same length of time, or up to such period as the person appointed by the will, if he had lived and taken upon him the trust reposed in him by the will, and shall be bound to render and settle an account of his guardianship or trust, to the Orphans' Court, in the same manner and at the same time as other guardians of infants appointed by the Orphans' Court are required by law

Id s 149.  
1814, c 73  
Proceedings in  
case of death or  
refusal to act, of  
guardian of  
female above  
the age of eight-  
teen  
12 G. & J 192

**13.** When a guardian shall be appointed by the Orphans' Court in this State, or by last will and testament, agreeably to law, such guardianship shall extend to all the property of the infant within this State, or which may be obtained by such guardian out of the State, by virtue of such appointment or guardianship.

Id s 150  
1834, c 291, s 5  
To what prop-  
erty guardian-  
ship extends

**14.** Whenever any person shall die seized or possessed of any lands, tenements, or hereditaments lying within this State, and any of the persons entitled thereto or any part thereof, shall be under age, and without a guardian appointed by last will and testament, or by the Orphans' Court, the administrator of the decedent, as soon as administration shall be committed to him, and not before, shall take possession of such estate, and discharge and fulfil all the duties of guardian to such infant, and shall account with the court in like manner as guardians are required by law to account, and subject to the like control and authority of the court, in all respects whatever.

Id s 151  
1820, c 174, s 1  
When adminis-  
trator to act as  
guardian

**15.** No administrator shall be bound in any manner to discharge and fulfil the duties of guardian after the close of his administration, or after the end of three years from the granting of such administration, nor after a guardian shall be appointed by the Orphans' Court.

Id s 152.  
1823, c 63, s 1  
How long ad-  
ministrator to  
act as guardian.  
2 G & J 220,  
3 G & J 369

## GUARDIAN'S BONDS AND SUITS THEREON

**16.** Every natural guardian, or guardian appointed by last will and testament of the estate or property of infants, shall give bond with securities to be approved by the Orphans' Court, as directed in the next succeeding section.

Id s 154  
1798, c 101,  
sub-c 12, s 3;  
1816, c 204, s 1  
Bond to be  
given by guar-  
dian  
6 Md 472.