

as if such guardian had been duly appointed by some one of the Orphans' Courts in this State; *provided*, however, that before any such order shall be passed, such guardian shall first file a petition, setting forth the fact that such non-resident infant is or claims to be entitled to such property, debts, or choses in action, as herein-before mentioned, and shall also give bond, with security to be approved by the said Orphans' Court, in the same manner as if such infant resided in this State.

54. If any non-resident infant shall be entitled to any legacy, bequest, or distributive share, or to the proceeds of any sale made under a decree of a court of equity, or to any money or personal property in the hands of a trustee appointed by will, or shall be entitled to the proceeds of any sales of property in this State, or to any legacy, bequest or distributive share of any personal property in the hands of any administrator or guardian in this State, and such infant has a guardian regularly appointed in the State, District, or Territory, of the United States in which such infant resides, such foreign guardian may obtain an order from the proper court for the payment, transfer, or delivery of such proceeds. legacy, bequest, or distributive share, upon the terms prescribed in the next succeeding section.

55. The foreign guardian claiming under the preceding section, shall state by petition that he is duly appointed guardian to such infant by the proper authority of the State, District, or Territory, where the infant resides, that he hath given good and sufficient security for the faithful performance of his trust as guardian, and that as guardian he there has the custody of the person of such infant, and he shall set forth in such petition the entire amount of personal property, including that in this State, belonging to such infant, and also the income of the real estate, if any, of such infant, which hath come or is likely to come into the hands of such guardian, which petition shall be accompanied by a copy duly authenticated of a record of his appointment and qualification as such guardian, and of the bond or other instrument or security so given as aforesaid.

56. The petition shall be verified by the affidavit of such guardian, and the sufficiency of the security shall be proved by the affidavit of the chief clerk or prothonotary of the court by whom such security was taken, or by the affidavit of some other disinterested and credible witness; and upon the court being satisfied of the truth of the facts set forth in such petition, and of the sufficiency of such security, an order may pass for the purposes mentioned in the preceding sections.

57. When proceeds of sales made under decree of a court of equity are claimed, the petition shall be presented to such court; if money or property in the hands of a trustee appointed by will is claimed, the petition shall be presented to the Orphans' Court of

PROVISO

Bond

Id s 196
1844, c 201, s 1;
1846, c 300, s 1,
1847, c 138, s 1,
1852, c 297, s 1.
When foreign
guardian may
obtain property
from trustee,
administrator,
etc
34 Md 675

Id s 197
1844, c 201, s 1,
1846, c 300, s 1,
1847, c 138, s 1,
1852, c 297, s 1
Proceedings by
guardian to
obtain transfer
of property

Id s 198
1844, c 201, s 1,
1846, c 300, s 1,
1847, c 138, s 1,
1852, c 297, s 1
Petition, how
verified

Id s 199.
1844, c 201, s 1,
1846, c 300, s 1,
1847, c 138, s 1,
1852, c 297, s 1.
Petition, to
whom pre-
sented