

istrator, on demand, all the goods, chattels and personal estate in his possession belonging to the decedent; and on failure, his bond shall be liable to be put in suit by the executor or administrator; but all suits pending by or against any such administrator, may be prosecuted or defended by the executor or administrator appointed to succeed him, in the same manner as hereinbefore provided where letters of administration have been revoked by the production of a will, and the grant of letters testamentary.

Scoffield v. Craddock, 7 H. & J. 40. *Blackistone v. Blackistone*, 2 H. & G. 139. *State v. Williams*, 9 Gill, 176. *Hanna v. Munn*, 3 Md. 230. *Cain v. Warford*, 3 Md. 454. *Ibid.*, 7 Md. 282. *Lee v. Price*, 12 Md. 253. *Georgetown College v. Browne*, 34 Md. 450. *Munnikhuysen v. Magraw*, 35 Md. 280. *Ibid.*, 57 Md. 172.

Administration De Bonis Non.

P. G. L., (1860,) art. 93, sec. 70. 1798, ch. 101, sub-chs 5, 14, secs. 2, 6.

70. If an executor or administrator shall die before administration is completed, letters *de bonis non* or *de bonis non cum testamento annexo* may be granted at the discretion of the court, giving preference, however, to the person entitled if he shall actually apply for the same; and the form of the letters shall be as hereinbefore directed, except that the words "not already administered" shall be added in their proper place; and the authority conferred thereby shall be to administer all things herein described as assets, not converted into money and not distributed and delivered or retained by the executor or former administrator, under the court's direction.

State v. Hanson, 2 H. & J. 437. *State v. Wright*, 4 H. & J. 148. *Scott v. Burch*, 6 H. & J. 78. *Salisbury v. Black*, 6 H. & J. 297. *Haslett v. Glenn*, 7 H. & J. 23. *Neale v. Hagthorp*, 1 G. & J. 274. *Allender v. Riston*, 2 G. & J. 86. *Glenn v. Smith*, 2 G. & J. 493. *Sibley v. Williams' Ex'r*, 3 G. & J. 52. *Neale v. Hagthorp*, 7 G. & J. 13. *Alexander v. Stewart*, 8 G. & J. 226. *Ridenour v. Keller*, 2 Gill, 134. *Tuck v. Boone*, 8 Gill, 189. *Neale v. Hagthorp*, 3 Bl. 551. *Thomas v. Wood*, 1 Md. Ch. 296. *Young's Estate*, 3 Md. Ch. 461. *Scott v. Fox*, 14 Md. 388. *Brown v. Murdock*, 16 Md. 531. *Cecil v. Clark*, 17 Md. 520. *Seighman v. Marshall's Admr.*, 17 Md. 571. *Thomas v. Knighton*, 23 Md. 318. *Kearney v. Turner*, 28 Md. 408. *Smith v. Doe*, 33 Md. 448. *Georgetown College v. Browne*, 34 Md. 450. *Wilcoxon v. Reese*, 63 Md. 542.

Ibid. sec. 71. 1798, ch. 101 sub-ch. 5, sec. 6. 1820, ch. 174, sec. 3.

71. In no case shall the executor of an executor be entitled as executor to administration *de bonis non* of the first deceased.

West's Exrs. v. Hall, 3 H. & J. 221. *Sibley v. Williams*, 3 G. & J. 52. *Alexander v. Stewart*, 8 G. & J. 226. *Gardner v. Semmes*, 1 Gill, 425. *West v.*