

Chappell, 5 Gill, 228. Johnson v. Farmers' Bank, 11 Md. 412. Lemmon v. Hall, 20 Md. 171.

P G. L., (1860,) art 93, sec. 72. 1820, ch. 174, sec. 3.

72. The court shall, on the application of an administrator *de bonis non*, order the administrator of a deceased administrator to deliver over to him all the bonds, notes, accounts and evidences of debt which the deceased administrator may have taken, received, or had as administrator at the time of his death, and also to pay over to him the money in his hands as such on or before a certain day; and upon proof of the service of such order and the neglect or refusal of the administrator to comply therewith by the time therein specified, the court may order the bond of the deceased administrator, or of the administrator so refusing, or both of them, to be put in suit by the administrator *de bonis non*.

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. Chappell, 5 Gill, 228. Johnson v. Farmers' Bank, 11 Md. 412. Lemmon v. Hall, 20 Md. 171. Donaldson's Exrs v Raborg's Admx., 26 Md. 312. Ibid., 28 Md. 84. Estate of Baxley, 47 Md. 555.

Ibid. sec. 73. 1820, ch. 174, secs. 4-5.

73. The administrator of the deceased administrator shall return upon oath to the court, on or before the day named in the order aforesaid, a list of the notes, bonds, accounts and money aforesaid, as far as he can ascertain the same; and when collected, they, or the money paid over to him shall be assets in the hands of the administrator *de bonis non*, to be accounted for by him as such.

Estate of Baxley, 47 Md. 555.

Ibid. sec. 74. 1820, ch. 174, sec. 6.

74. If the administrator of a deceased administrator shall return such list, he shall be entitled to retain out of the money, bonds, notes and accounts, such commission as the court shall, in their discretion, allow, not exceeding ten per cent. on the principal inventory, to be accounted for by him in the settlement of the estate of his decedent. And if he refuse or neglect to return such list, no deduction shall be made on account of such commission from the damages to be recovered by the adminis-