

P. G. L., (1860,) art 93, sec 109. 1798, ch 101, sub-ch. 8, sec 15. 1823,
ch. 131, sec. 2.

108. In case all the assets have been paid away, delivered or distributed as herein directed, and a claim shall afterwards be exhibited of which the administrator hath not notice by the exhibition of the claim legally authenticated as herein required, he shall not be answerable for the same; and if he be sued for any claim, and shall make it appear to the court in which suit is brought that he hath so paid away, delivered or distributed, and the plaintiff cannot prove that the defendant had notice as aforesaid before such payment, delivery or distribution, the court shall not proceed to give judgment, (although the amount of the claim against the deceased may be ascertained,) until the plaintiff shall be able to show further assets coming into the defendant's hands; but if the plaintiff shall prove notice as aforesaid of the said claim against the defendant, judgment may immediately be given for such sum as the plaintiff ought to have received at the dividend, and *ferri facias* may issue and have effect, and further judgment may be given on coming in of further assets.

Zollickoffer v. Seth, 44 Md. 359. Coburn v. Harris, 53 Md. 367. Bonaparte v. State, 63 Md. 109.

Ibid. sec. 110. 1798, ch. 101, sub-ch. 8, sec. 13. 1802, ch. 101. 1823, ch. 131,
sec. 2. 1882, ch. 125.

109. No administrator who shall, after the full expiration of the notice herein provided for, have paid away the assets to the discharge of just and legally proven claims shall be answerable for any claim of which he had no notice; provided, that at least six months before he shall make distribution amongst creditors or persons entitled, he shall have caused to be inserted in as many newspapers as the orphans' court shall direct, an advertisement as follows, or fully to the following effect, viz: "This is to give notice that the subscriber, ——, hath obtained from the orphans' court of —— county, in Maryland, letters testamentary (or of administration) on the personal estate of ——, late of ——, deceased. All persons having claims against the deceased are warned to exhibit the same, with the vouchers thereof, legally authenticated, to the subscriber, on or before the —— day of —— next; they may otherwise by law be