

the common ancestor to the more remote, the whole surplus shall belong to the State, and shall be paid to the board of county school commissioners of the county wherein letters of administration shall be granted upon the estate of the deceased, for the use of the public schools of said county.

Charlotte Hall School v. Greenwell, 4 G. & J. 407. *Thomas v. Fred. Co. School*, 7 G. & J. 369. *Rock Hill College v. Jones*, 41 Md. 1. *Patapsco Female Institute v. Rock Hill College*, 51 Md. 470.

P. G. L., (1860,) art. 93, sec. 137. 1729, ch. 24, sec. 20. 1878, ch. 316.

136. If any legal representative shall appear after payment has been made under the preceding section, the board of county school commissioners receiving such payment shall pay the same to such representative; but no collateral more remote than brothers' and sisters' children shall claim under this section.

Ibid. sec. 138. 1798, ch. 101, sub-ch. 11, sec. 16.

137. In case the surplus remaining in the administrator's hands, after payment of all just debts exhibited and proved, or notified and not barred, or after retaining for the same, shall consist of specific property or articles mentioned in the inventory or inventories, the administrator, if he cannot satisfy the parties, may apply to the court to make distribution, and the court may appoint a day for making distribution, and by summons call on the said parties to appear; and the said court may, at the appointed time, proceed to distribute. But if a majority in point of value shall neglect to appear, or appearing shall object to the distribution of the articles; or if the court shall deem a sale of the said articles, or any part of them, more advantageous, a sale shall be directed accordingly, and the rules herein laid down relative to a sale by order of the said court, shall be observed.

Williams v. Holmes, 9 Md. 290. *Crawford v. Blackburn*, 19 Md. 42. *Donaldson's Exrs v. Raborg's Admx*, 26 Md. 312. *Ibid.*, 28 Md. 84. *Wilson v. McCarty*, 55 Md. 277. *Shriver v. State*, 65 Md. 278.

Ibid. sec. 139. 1810, ch. 134, sec. 5.

138. Whenever a distribution of specific articles is to be made, the orphans' court may appoint two disinterested persons, not in any way related to the parties concerned, to make such distribution amongst the persons entitled as to them shall seem meet and