

proper; or if, in their opinion, upon a view of such articles, no distribution amongst the persons entitled could be made by them, which would operate equally, but a sale thereof would be more advantageous to them, they shall return to the orphans' court their opinion in writing, and the court shall thereupon order a sale of such articles upon reasonable notice, and cause the proceeds of such sale to be equally distributed among the parties entitled.

Wilson v. McCarty, 55 Md. 277. *Shriver v. State*, 65 Md. 278.

1884, ch. 49.

139. Whenever an account is passed in the orphans' court, either by an executor or administrator, whereby distribution of chattels real is made to the legatees thereof, or to the parties thereto entitled in the course of distribution, the orphans' court shall, upon the passing of such account, pass an order directing the executor or administrator to convey such chattels real to the distributees or legatees thereof; and the executor or administrator shall thereupon so convey the same to such distributees or legatees by a proper deed, to be executed, acknowledged and recorded according to law.

P. G. L., (1860,) art. 93, sec. 140. 1798, ch. 101, sub-ch. 10, sec. 7.

140. When any person entitled, after payment of debts, shall be in want of subsistence, or greatly straitened in his circumstances, and shall apply to the orphans' court by petition, and shall satisfy the court that he is in want of subsistence or greatly straitened in circumstances, and that it probably will not require more than one-half of the assets to discharge the debts, the court may direct the administrator to deliver to the petitioner any part of what the court shall suppose will be his distributive share, or any part of a legacy or bequest in money not exceeding one-third part, the said petitioner giving bond, with security approved by the court, to the administrator, for returning the same or an equivalent, with interest, whenever so directed by the court, and the court shall have power to determine in a summary way on any such petition, after summons against such administrator duly returned summoned or returned *non est*.

Lowe v. Lowe, 6 Md. 347. *Donaldson's Exrs. v. Raborg's Admx.*, 26 Md. 312. *Ibid*, 28 Md. 84.