

P. G. L., (1860,) art. 93, sec. 249. 1798, ch. 101, sub-ch. 15, sec. 16.

249. The orphans' court may, in all cases of controversy therein, upon the application of either party, direct a plenary proceeding by bill or petition, to which there shall be an answer on oath; and if the party refuse to answer any matter alleged in the bill or petition proper for the court to decide upon, he may be attached, fined, and committed, or his property may be attached and sequestered.

Davis v. Calvert, 5 G. & J. 269. Smith v. Young, 5 Gill, 197. Brooke v. Townshend, 7 Gill, 10. Marriott v. Handy, 8 Gill, 31. Ramsay v. Glass, 9 Gill, 56. Glass v. Ramsay, 9 Gill, 456. Pegg v. Warford, 4 Md. 385. Warford v. Van Sickle, 4 Md. 397. Warford v. Colvin, 14 Md. 532. Cover v. Stockdale, 16 Md. 1. Yingling v. Hesson, 16 Md. 112. Peters v. Peters, 20 Md. 178. Warford v. Colvin, 20 Md. 357. Cook v. Carr, 20 Md. 410. Mills v. Hume's Exrs, 23 Md. 346. Cannon v. Crook, 32 Md. 282. Worthington v. Gittings, 56 Md. 542. Brown v. Johns, 62 Md. 333. Johns v. Hodges, 62 Md. 525.

Ibid. sec. 250. 1798, ch. 101, sub-ch. 15, sec. 17. 1886, ch. 498.

250. On such plenary proceeding, all the depositions shall be taken in writing and recorded, and if either party require it, the court shall direct an issue or issues to be made up and sent to any court of law convenient for trying the same, and the issues shall be tried in the said court of law as soon as convenient, without any continuance longer than may be necessary to procure the attendance of witnesses; and the power of the court of law and the proceedings thereto relative shall be as directed by law respecting the trial of issues, and the orphans' court shall give judgment or decree upon the bill and answer and depositions or the finding of the jury, and may in all cases of contest, award costs, in their discretion, and compel payment by attachment and fine, or by attachment and sequestration, or by *feri facias*.

Ibid. Price v. Moore, 21 Md. 374. Browne v. Browne, 22 Md. 115. Waters v. Waters, 23 Md. 72. Levy v. Levy, 23 Md. 25. Cooke v. Cooke, 23 Md. 539. Redman v. Chance, 32 Md. 42. Munnikhuisen v. Magraw, 35 Md. 280. Hubbard v. Barcus, 33 Md. 166. Williamson v. Montgomery, 40 Md. 373. Mason v. Poulson, 43 Md. 172. Sumwalt v. Sumwalt, 52 Md. 338.

Ibid. sec. 251. 1818, ch. 204, sec. 3.

251. In all cases of plenary proceedings, or caveat filed in any of the orphans' courts of this State, where any motion or appli-