

any, as such trustee; and the said court, upon the filing of such petition and account, shall have jurisdiction in the premises, and shall cause notices to be given by publication in one or more of the papers of said city or county, and for such time as the said court may deem proper, giving notice of the filing of such petition; and if no good cause shall be shown to the contrary by the day that may be limited in that behalf in said notice, the said court, by its decree, shall release and discharge the said trustee from the further execution of said trust, and may pass such order as to costs, and impose such terms in other respects, if any, as the nature of the case and equity may require; provided, that such discharge shall not release said trustee or his sureties, if any, from liability to any of the *cestui que trusts* or other persons, for passed acts, defaults or omissions of duty.

1870, ch. 247, sec. 2.

**212.** Upon passing such decree, as mentioned in the preceding section, or at any time thereafter, on the motion of any person interested in the further execution of said trust, where the character of the trust requires the appointment of another person as trustee in place of the discharged trustee, the said court shall appoint some suitable person to act thereafter in execution of said trust; provided, nevertheless, that where any person shall be in the same trust as a co-trustee, satisfactory evidence shall be produced before the appointment of a substituted trustee that such co-trustee had actual notice of the proposed appointment of such new trustee, and full time to be heard in relation thereto.

1876, ch. 245, sec. 1.

**213.** A trustee or trustees in the State of Maryland, either by deed or will, or by appointment by order of the circuit court of Baltimore city, or by any court in this State having equity jurisdiction, having funds, money or property of any kind or description, whether invested or uninvested, belonging to *cestui que trusts*, may, upon order of the circuit court of Baltimore city, or upon order of any court of this State having equity jurisdiction, or any judge thereof, transfer, assign or pay over the principal of said trust estate, of whatsoever it may consist, and being the property of his or their *cestui que trusts*, to any other trustee or