

trustees of said *cestui que trusts*, appointed as such by a court in any State, of competent jurisdiction, or any judge thereof, whether the trustee so appointed resides in the State of Maryland or elsewhere.

1876, ch. 245, sec. 2.

214. Upon application, the circuit court of Baltimore city, or any court in this State having equity jurisdiction, is authorized and empowered to pass an order directing the transfer, assignment or payment of the trust funds, monies and properties of said *cestui que trusts* to any other trustee or trustees as specified and mentioned in section 213; provided, said court, before passing the order as aforesaid, shall be of opinion that it would be to the interest and advantage of the *cestui que trusts*, that said transfer should be made, and the court shall further be satisfied that said new trustee has properly bonded and been qualified as said trustee.

Ibid. sec 3.

215. The receipt and release of the trustee or trustees properly authenticated, to whom the said trust monies, properties and effects of the *cestui que trusts* shall or may have been paid over, assigned or transferred, in virtue of the order or decree of the said circuit court of Baltimore city, or of any other court of competent jurisdiction in this State, or any judge thereof, shall be a good and sufficient release to the trustee so paying over, transferring or assigning said trust monies, properties and effects of said trust estate, to the extent and to the amount so transferred, assigned or paid over.

Witnesses and Testimony.

Rule 36.

216. Except where testimony is to be taken beyond the limits of the State, or beyond the limits of the county or city for which the court exercises jurisdiction, no commissions to take testimony shall issue. The circuit court for each of the counties, and the supreme bench of Baltimore city, shall each appoint two or three experienced and competent examiners, who shall, upon qualification, be officers of the court; and for any special reason, a special examiner may be appointed. These examiners shall have authority to issue subpoenas for witnesses, administer oaths,