

such person *non compos mentis* to be accepted, and the same to be demised anew on such terms and conditions as the court may direct.

Dugan v. Mayor, &c., 70 Md. 1. *Benson v. Benson*, 70 Md. 257. *Mumma v. Brinton*, 77 Md. 200.

1894, ch. 221.

100. In all applications by a guardian, committee or trustee of the property of a person *non compos mentis* to sell any of the real, leasehold or personal property of such person *non compos mentis*, or to demise any of the real or leasehold property of such person *non compos mentis*, or to accept the surrender of lease thereof, the court shall, before passing an order or decree, have proof taken as in other chancery cases as to the value, quantity and condition of the property, and after considering all the circumstances, if the court shall deem it to the interest and advantage of such person *non compos mentis*, it may order or decree a sale, lease or surrender of a lease of the whole or any part of the said property on such terms and conditions as the court may prescribe.

1896, ch. 33.

104 A. In case of application by petition of a person who has been adjudged a lunatic or *non compos mentis* to have the commission superseded on the ground of recovery or restoration to a sound state of mind and capacity to manage his affairs, the petitioner shall be entitled to have the question submitted to a jury empaneled under the order of the court for the purpose, whose verdict shall be binding on the court, unless set aside for cause.

Non-Residents.

1892, ch. 637

111. In cases where it is unknown whether a non-resident be living or dead the bill may be filed against him as if living, and in cases where the non resident is dead and it is unknown whether he left any heirs or if the heirs be unknown, then the bill may describe such unknown heirs as the heirs of the person who, if living, would be a proper party, and in cases where a non-resident is dead and no letters testamentary or of administration have been granted in this State, and if it is unknown whether such