

administrator in any suit instituted for the recovery of such debt, nor shall the same be construed to take any debt out of the operation of any plea of limitation.

1888, art. 93, sec. 10. 1860, art. 93, sec. 10. 1798, ch. 101, sub-ch. 10, sec. 11.

10. Whenever, under the provisions of a will, it shall be necessary for an executor or an administrator *cum testamento annexo* to retain in his hands the personal estate, or any part thereof, after all just claims are discharged, as where money or some other thing is directed to be paid at a distant period, or upon a contingency, any court of equity in the city or county, or the orphans' court shall have the power, on the application of such executor or administrator, or of a party interested, to decree or give directions thereto; and it shall be the duty of such executor or administrator to apply to the said court of equity or the orphans' court; and the said courts, respectively, shall have full power to decree or direct what part of the personal estate shall be retained or appropriated for the purpose, and in what manner it shall be disposed of, and the legacy or benefit intended by the will shall be secured to the person to be entitled at a future period or contingency, and how the necessary part of the personal estate to be appropriated for the purpose shall be prevented from lying dead or being unproductive, and how it shall be applied, agreeably to the intent of the will or the construction of law, in case the contingency shall not take place.

Evans v. Iglehart, 6 G. & J. 171. *Worthington's Ex'rs v. Owings*, 9 Gill, 195. *Wootten v. Burch*, 2 Md. Ch. 190. *Rieman v. Peters*, 2 Md. 104. *Miller v. Williamson*, 5 Md. 219. *Gunther v. State*, 31 Md. 21. *Goldsborough v. Martin*, 41 Md. 488. *State use of Hewlett v. Hewlett*, 48 Md. 138. *State v. Robinson*, 57 Md. 486. *Hindman v. State*, 61 Md. 471. *Brady v. Brady*, 78 Md. 471. *Siechrist v. Bose*, 87 Md. 294.

Ibid. sec. 11. 1860, art. 93, sec. 11. 1816, ch. 203, sec. 3.

11. The administrator of a deceased administrator, who shall die before an account of his administration hath been rendered, shall render an account, showing the amount of the assets received and the payments made by his decedent; and the account shall, if found by the court to be correct, be admitted to record as other administration accounts.

Smithers v. Hooper, 23 Md. 273. *Muncaster v. Muncaster*, 23 Md. 286. *Donaldson's Ex's v. Raborg's Adm's*, 26 Md. 312. *Same v. Same*, 28 Md. 84. *Blays v. Roberts*, 68 Md. 514.