

such devise, legacy or bequest shall have the same effect and operation in law to transfer the right, estate and interest in the property mentioned in such devise or bequest as if such devisee or legatee had survived the testator.

*Trippe v. Frazier*, 4 H. & J. 446. *Dashlell v. Atty. Gen.*, 5 H. & J. 392. *Ibid.*, 6 H. & J. 1. *Craycroft v. Craycroft*, 6 H. & J. 54. *Glenn v. Belt*, 7 G. & J. 363. *Young v. Robinson*, 11 G. & J. 328. *Helms v. Franciscus*, 2 Bl 544. *Billingsley v. Tongue*, 9 Md. 575. *Taylor v. Watson*, 35 Md. 519. *Hays v. Wright*, 43 Md. 122. *Wallace v. DuBois*, 65 Md. 153. *Halsey v. Prot Episcopal Church*, 75 Md. 277. *Lowndes v. Cooch*, 87 Md. 485.

1888, art. 93, sec. 314. 1860, art. 93, sec. 305. 1825, ch. 119.

**321.** In every will whereby any lands or real property shall be devised to any person, and no words of perpetuity or limitation are used in such devise, the devisee shall take under and by virtue of such devise the entire and absolute estate and interest of the testator in such lands or real property, unless it shall appear, by devise over or by words of limitation or otherwise, that the testator intended to devise a less estate and interest.

*Hammond v. Hammond*, 8 G. & J. 436. *Moody v. Elliott*, 1 Md. Ch. 290. *Boyle v. Parker*, 3 Md. Ch. 42. *Smith v. Clark*, 10 Md. 186. *Taylor v. Watson*, 35 Md. 519. *Hays v. Wright*, 43 Md. 122. *Mason v. Johnson*, 47 Md. 347. *Stonebraker v. Zollickhoffer*, 52 Md. 154. *Estep v. Mackey*, 52 Md. 592. *Henderson v. Henderson*, 64 Md. 185. *Devecomon v. Shaw & Devries*, 70 Md. 225. *Smith v. Montgomery*, 75 Md. 140. *Backus v. Presbyterian Church*, 77 Md. 52. *Nowland v. Welch*, 88 Md. 52. *Whitby v. Jump*, 94 Md. 189.

*Ibid.* sec. 315. 1888, ch. 249.

**322.** No devise or bequest of real or personal property for any charitable uses shall be deemed or held to be void by reason of any uncertainty with respect to the donees thereof, provided the will or codicil making the same shall also contain directions for the formation of a corporation to take the same, and within the period of twelve calendar months from the grant of probate of such will or codicil a corporation shall be formed, in correspondence with such directions, capable and willing to receive and administer such devise or bequest.

*Yingling v. Miller*, 77 Md. 104.

*Ibid.* sec. 316. 1888, ch. 249.

**323.** Every devise and bequest purporting to be of all real and personal property belonging to the testator shall be construed to include also all property over which he has a general