

CHAPTER 472.

AN ACT to add an additional section to article sixteen, of the Code of Public General Laws of Maryland, title "Chancery," sub-title "Non-residents," to follow section one hundred and twelve, and to be known as "Section one hundred and twelve A."

To add SECTION 1. *Be it enacted by the General Assembly of Maryland,* That the following section be and the same is hereby added to article sixteen, of the Code of Public General Laws of Maryland, title "Chancery," sub-title "Non-residents," to follow section one hundred and twelve, and to be known as "Section one hundred and twelve A."

112 A. Where a non-resident of this State has died upon whose personal estate no letters testamentary or of administration have been issued by any orphans' court or register of wills of this State, but upon which estate such letters have been issued by a court of probate or other proper authority in some other State, territory or foreign country, it shall be sufficient in any case in chancery in this State now pending or hereafter to be instituted, in which said decedent or his executor or administrators was or would be a proper party defendant, to make such foreign executor or administrator a party defendant thereto, and the making of such foreign executor or administrator a party defendant to such case shall give the court the same jurisdiction over the personal estate of such decedent as if an executor or administrator of such decedent to whom letters testamentary or of administration had been granted by an orphans' court or register of wills of this State had been made such party defendant, and said foreign executor or administrator may in any such case, if a non-resident of this State, be proceeded against as provided for in cases of other non-residents, or if within this State, by service of summons upon him, or said foreign executor or administrator may voluntarily appear to the action, or otherwise become or be made a party defendant as in cases of other parties defendant; provided, however, that if letters testamentary or of administration of the estate of such decedent shall after the making of such foreign executor or administrator a party defendant, be granted upon the estate of such decedent by any orphans' court or register of wills of this State, the executor or administrator so appointed may intervene in such chancery case, if the same be still pending, and shall thereupon be substituted as a party defendant in place of said foreign executor or administrator, and shall thereafter represent the personal estate of said decedent.

Foreign executors defendants.

Effective. SEC. 2. *And be it enacted,* That this act shall take effect from the date of its passage.

Approved April 3, 1890.