

CHAPTER 688.

(House Bill 811)

AN ACT to repeal and re-enact, with amendments, Section 41 of Article 10 of the Annotated Code of Maryland (1939 Edition), title "Attorneys at Law and Attorneys in Fact", sub-title "Attorneys in Fact", to provide that the provisions of said section shall apply to powers of attorney of members of the armed forces and certain other persons during the duration of the present war, wherever such powers shall have been executed.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That Section 41 of Article 10 of the Annotated Code of Maryland (1939 Edition), title "Attorneys at Law and Attorneys in Fact", sub-title "Attorneys in Fact", be and the same is hereby repealed and re-enacted with amendments so as to read as follows:

41. All payments of money, transfers of property or other dealings made or had to or with any person acting under a power of attorney, or other agency duly executed or created by any person within this State, which would be binding upon the party giving such power of attorney or agency if the same was in full force and unrevoked at the time of such payment, transfer, or other dealings, shall be equally binding and obligatory upon the representatives or other assignees of such party, although at the time aforesaid said party may be dead, or may have assigned his interest in such money, property or dealings; provided, that the person paying, transferring or having such dealings with the person acting under such power of attorney or agency had not at the time notice of the death of the party giving such power or creating such agency, or of the fact of the assignment aforesaid.

Provided, however, that the provisions of this section shall extend and apply to powers of attorney or other instruments of agency executed or created after December 7th, 1941, and until six months after the termination of the present war by any member of the armed forces of the United States, or of the Merchant Marine and by any other persons whose official duties require their presence with the armed forces of the United States, including members of the Red Cross, whether such power or agency shall have been executed or created with or without this State.

SEC. 2. *And be it further enacted*, That this Act shall take effect June 1, 1943.

Approved May 4, 1943.