

CHAP. 92. to said orphans court attested renunciations in writing of their trust in the first instance without taking out letters testamentary as they did, and then renouncing their trust as they have done.

Made parties by scire facias **SEC. 2.** *Be it further enacted,* That in all cases where judgments have been obtained by the executors named in said last will and testament to whom letters testamentary were committed in the first instance as aforesaid, the said George Bruce and Samuel M. Semmes, shall be and they are hereby authorised to make themselves parties thereto by appropriate writs of scire facias to be issued and proceeded in as usual where the parties to the action have been changed by death.

Administrators to obtain judgments in their name. **SEC. 3.** *Be it further enacted,* That the said George Bruce and Samuel M. Semmes, to whom letters of administration with the will annexed have been committed as aforesaid, shall thereby be authorised to prosecute any actions at law or equity commenced by the executors aforesaid, and to obtain judgments in their own names, and likewise to defend any suit as aforesaid, commenced against the said executors, and shall thereby also have the benefit of all judgments and decrees obtained by said executors, and shall be bound by all judgments and decrees obtained against them unless the same shall be shown to be obtained by fraud, accident, or surprise, or upon such other grounds as would be relieved against in equity

Invested with all legal rights and powers. **SEC. 4.** *Be it further enacted,* That the said George Bruce and Samuel M. Semmes shall by virtue of the letters of administration with the will annexed committed to them as aforesaid, be invested with all the rights and powers, and charged with all the duties which devolved upon the executors named in said last will and testament, by virtue thereof, and of the letters testamentary which were committed to them as aforesaid, that they shall be authorised to sue in their own names as administrators aforesaid, upon all bonds, notes, and other charges, in action belonging to the estate of said deceased, and to avail themselves of the usual proceedings at law and in equity, to compel payment and obtain relief.

Legal right over real estate. **SEC. 5.** *And be it further enacted,* That the said George Bruce and Samuel M. Semmes shall have and exercise all the rights and powers over the real estate of which the said Andrew Bruce died seized and possessed, which were devised to, and intended by said deceased, to be vested by his last will and testament aforesaid, in the executors therein named.