

CLAIM AS APPROVED BY COURT ORDER SHALL PROTECT AND INDEMNIFY THE PERSONAL REPRESENTATIVE ACTING IN OBEEDIENCE TO IT. THE ORDER IS SUBJECT TO APPEAL.

(I) STATUTE OF FRAUDS.

NO ACTION SHALL BE BROUGHT TO CHARGE A PERSONAL REPRESENTATIVE UPON ANY SPECIAL PROMISE TO ANSWER DAMAGES OUT OF HIS OWN ESTATE, UNLESS THE CONTRACT OR AGREEMENT UPON WHICH THE ACTION IS BROUGHT, OR SOME MEMORANDUM OR NOTE OF IT, IS IN WRITING AND SIGNED BY THE PARTY TO BE CHARGED, OR SOME OTHER PERSON LAWFULLY AUTHORIZED BY HIM.

REVISOR'S NOTE: This section presently appears as Art. 93, §8-109. Catchlines are added to the subsections. The material contained in subsection (i) is transferred from Art. 21, §2-104. This portion of the Statute of Frauds more appropriately appears in this title relating to claims made against an estate or personal representative. The only other changes are in style and language.

8-110. CLAIM NOT YET DUE.

(A) UNSECURED CLAIM.

UPON PROOF OF AN UNSECURED CLAIM WHICH WILL BECOME DUE AT SOME FUTURE TIME, AND WHICH HAS NOT BEEN COMPROMISED PURSUANT TO §7-401 OR AUTHORITY CONFERRED BY THE WILL, THE COURT SHALL DIRECT THE INVESTMENT OF AN AMOUNT WHICH WILL PROVIDE FOR THE PAYMENT OF THE CLAIM WHEN IT BECOMES DUE.

(B) CREDITOR HOLDING SECURITY.

WHEN A CREDITOR HOLDS A SECURITY FOR AN ALLOWABLE CLAIM DUE AT SOME FUTURE TIME HE MAY RELY ON HIS RIGHTS UNDER §8-111 OR MAY FILE HIS CLAIM AS AN UNSECURED CLAIM NOT YET DUE, WITH THE RIGHT OF WITHDRAWING THE CLAIM PRIOR TO THE TAKING OF ACTION UPON IT, AND RELY ON HIS RIGHTS AS PROVIDED IN §8-111 AFTER THE WITHDRAWAL.

REVISOR'S NOTE: This section presently appears as Art. 93, §8-110. It is divided into two subsections. The only other changes are in style and language.

8-111. SECURED CLAIM.

(A) PAYMENT UPON SURRENDER.

PAYMENT OF A SECURED CLAIM SHALL BE UPON THE BASIS OF THE FULL AMOUNT IF THE CREDITOR SHALL SURRENDER HIS