

fees shall be appropriated for providing the compensation mentioned in the said fifth section ; *Provided however*, that the said commissioners may dispense with the payment of said fee of one dollar whenever they are satisfied of the pecuniary inability of the petitioner to pay the same.

Appropriated.  
May be dispensed with.

SEC. 2. *And be it enacted*, (doubts existing, whether cases of petitions for divisions of deceased persons' estates are within the provision of the eighth section of the act to which this is a supplement,) that in filing any such petition there shall be paid to the clerk of Baltimore county court the sum of two dollars, to be paid over and accounted for by said clerk, as is required and provided in respect of the fees mentioned in said eighth section, and to be appropriated for the same purposes as said fees.

Petition for division of deceased persons' estates.

Fees.

SEC. 3. *And be it enacted*, That where any permanent trustee or trustees of an insolvent debtor of the city or county of Baltimore, has instituted or shall have instituted any suit or proceeding as such trustee or trustees, in law or equity, and any trustee or trustees has been or shall hereafter be appointed by Baltimore county court in place of such permanent trustee or trustees, by virtue of the third section of the act of December session, eighteen hundred and thirty-two, chapter two hundred and three, entitled, a further supplement to the act, entitled, an act for the despatch of business in Baltimore county court, it shall be lawful for such new trustee or trustees to continue and prosecute such suit or proceeding in the name of the former trustee or trustees, to the use of such new trustee or trustees, or for such new trustee or trustees to be made and entered as plaintiff or plaintiffs, in the place of such former trustee or trustees, as if no such appointment had been made ; and such appointment shall not abate and shall not in any wise affect such suit or proceeding ; and that if after such appointment, such suit or proceeding shall be conducted in the name of such former trustee or trustees who shall depart this life, the new trustee or trustees shall be entitled to be made and entered, and appear as plaintiff or plaintiffs in place of the deceased : and so where any such former trustee or trustees shall have died before such appointment, and the suit or proceeding shall not have been abated before the application of any new trustee or trustees in any wise appointed to be made, and appear as plaintiff or plaintiffs as aforesaid.

In case of suit by trustee.

And another trustee is appointed.

Suit to continue.

So in case of death, &c.

SEC. 4. *And be it enacted*, That where any such former trustee or trustees shall be, or is, or are now defendant or defendants in any suit or proceeding as aforesaid, it shall be lawful for the plaintiff or plaintiffs on suggesting the fact of the appointment of the new trustee or trustees aforesaid, to cause

Cases now pending