

[208] 40. Same—Liability of removed guardian for failure to deliver property.

Whenever the orphans' court for any cause shall revoke the guardianship of any guardian, and there be no remaining guardian, they shall appoint a new guardian; and if the party whose guardianship is revoked shall not, within a reasonable time to be fixed by the court, deliver over to the remaining guardian (if there be one, if not, then to the new guardian) all the property of the ward remaining in the hands of the party whose guardianship is revoked, and also all the books, bonds, notes and evidences of debt or funds, and also all title to property or stock which belong to or are due to the ward, in the possession of the guardian, and also pay over to the remaining guardian (if there be one, if not, then to the new guardian) all the money due to said ward, the said court may compel the delivery and payment over as aforesaid by attachment and sequestration of the property of the party whose guardianship may be revoked, and may direct his bond to be put in suit.

[209] 41. Validity of payment or delivery to guardian irregularly appointed—In general.

Where any infant shall be entitled to any legacy or distributive share of an estate, or any personal property in the hands of an administrator, and a guardian for such infant has been or may be appointed by any orphans' court of this State, whose appointment, however, has been irregularly made, and is or shall be liable to be revoked or declared void for any cause whatever, but shall not have been revoked or declared void, any payment or delivery to such guardian of such legacy, distributive share, or personal property by such administrator, shall have the same force, validity and effect as respects such administrator as if said guardian's appointment were regularly made, and not for any cause liable to be revoked or declared void.

[210] 42. Same—Liability of guardian to account.

Every such guardian so receiving money or other property belonging to his ward shall be liable to account for the same, to be recovered by suit on his guardian's bond or otherwise, as provided by law in case of guardians duly and regularly appointed.

[211] 43. Final account and delivery of property; suit on bond for failure to account.

On a ward's arrival at age, the guardian shall exhibit a final account to the orphans' court, and shall deliver up, agreeably to the court's order, to the said ward, all the property of such ward in his hands, including bonds and other securities; and on failure, his bond may be put in suit, and he shall be liable to attachment and fine not exceeding three hundred dollars.

[212] 44. Entry upon or occupation of ward's lands without authority.

It shall not be lawful for any person whatsoever, not being guardian, or not having license from a guardian, to enter into, possess or occupy any lands or tenements belonging to any orphan or orphans,