

UNLESS THE WILL IS STILL IN EXISTENCE AND IS REPUBLISHED WITH THE SAME FORMALITIES AS ARE REQUIRED FOR THE EXECUTION OF A WILL IN THIS SUBTITLE.

REVISOR'S NOTE: This section presently appears as Art. 93, §4-106. Only a slight change is made in language.

4-107. INCORPORATION BY REFERENCE.

THE TERMS OF ANY WRITING WHICH IS IN EXISTENCE WHEN A WILL OR TRUST INSTRUMENT IS EXECUTED, INCLUDING BUT NOT LIMITED TO A STATEMENT OF ADMINISTRATIVE PROVISIONS AND FIDUCIARY POWERS RECORDED IN A RECORD OFFICE OF THIS STATE, MAY BE INCORPORATED INTO THE WILL OR TRUST INSTRUMENT BY REFERENCE TO IT TO THE EXTENT THE LANGUAGE OF THE WILL OR TRUST INSTRUMENT MANIFESTS AN INTENT TO DO SO AND DESCRIBES THE WRITING SUFFICIENTLY TO PERMIT ITS IDENTIFICATION. NOTHING IN THIS SECTION SHALL BE CONSTRUED AS CASTING DOUBT UPON THE VALIDITY OF INCORPORATION BY REFERENCE MADE PRIOR TO THE ADOPTION OF THIS SECTION.

REVISOR'S NOTE: This section presently appears as Art. 93, §4-107. The only changes are in language.

SUBTITLE 2. DEPOSIT OF WILLS.

4-201. DEPOSIT OF WILL IN LIFETIME OF TESTATOR.

(A) REGISTER TO RECEIVE WILL FOR SAFEKEEPING; RECEIPT.

A WILL MAY BE DEPOSITED BY THE TESTATOR, OR BY HIS AGENT, FOR SAFEKEEPING WITH THE REGISTER OF THE COUNTY WHERE THE TESTATOR RESIDES. THE REGISTER SHALL GIVE A RECEIPT FOR IT, UPON THE PAYMENT OF THE REQUIRED FEE.

(E) HOW ENCLOSED.

THE WILL SHALL BE ENCLOSED IN A SEALED WRAPPER, WHICH SHALL HAVE ENDORSED ON IT "WILL OF," FOLLOWED BY THE NAME OF THE TESTATOR, HIS ADDRESS, AND HIS SOCIAL SECURITY NUMBER, IF AVAILABLE. THE REGISTER SHALL ENDORSE ON IT THE DAY WHEN AND THE PERSON FROM WHOM IT WAS RECEIVED. THE WILL IS NOT TO BE DELIVERED OR OPENED EXCEPT AS PROVIDED IN THIS SUBTITLE.

(C) TO WHOM DELIVERED.

DURING THE LIFETIME OF THE TESTATOR A DEPOSITED WILL MAY BE DELIVERED ONLY TO HIM, OR TO A PERSON AUTHORIZED BY HIM IN WRITING TO RECEIVE IT.