

harmless the estate of the deceased from the liability to which he had subjected it, by becoming bound as a receiver.(t)

Hence, considering the property and money which the late receiver *Jacob Schley* had admitted to be in his hands, as having passed into the hands of his administrators, they must be viewed as standing in all respects in his place: and as the personal representatives of their intestate, there can be no more impropriety in proceeding against them in this court by an order *nisi*, followed by an attachment on their failing to shew good cause, than in subjecting them to an action at common law for the recovery of a debt due by their intestate, in respect of the assets which may have come to their hands. I shall therefore allow them to be proceeded against in the like summary manner as would have been permitted against their intestate himself were he now alive.

Whereupon it is ordered, that *John Scott* be and he is hereby appointed a receiver in the place of the late *Jacob Schley*, with full power and authority to act in all respects as *Schley* could or might have acted; that before *John Scott* proceeds to act as a receiver by virtue of this order, he shall give bond to the State of Maryland in the penalty of thirty thousand dollars with a surety or sureties, to be approved by the Chancellor, for the faithful performance of the trust reposed in him by this order, or which may be reposed in him by any future order in the premises; and that *John Scott* shall be allowed no commission for his trouble in receiving and distributing any property or money which may come to his hands under this order as receiver.

And it is further ordered, that *Anna B. Schley*, *John J. Mayer*, and *Henry Schroeder jun'r*, administrators of the late *Jacob Schley*, make report and render unto this court a full and fair account of all the property or money which may have come to the hands of their intestate, the late *Jacob Schley*, and of all his proceedings while he acted as receiver in this case; and also, that they render a full and fair account of all property and money which had so come to the hands of their intestate, and which may be now in their hands; and of their proceedings in relation thereto. And the said administrators are hereby directed and required to yield up, deliver over, and pay unto *John Scott*, so soon as he shall have been qualified to act as receiver as before mentioned, all the goods, wares, merchandise and moneys, books, papers, and effects of the firm of *Wilson*,