

C H A P.
LVIII

possessed of a large real and personal estate, leaving three children who are minors: And whereas it is represented that the interest of the said minors would be greatly promoted by the sale of the lands for the creditors; therefore,

II. BE IT ENACTED, *by the General Assembly of Maryland*, That the orphans court of Worcester county shall have full power and authority, on the petition of said Martha Robins, (provided the court shall be satisfied that it will conduce to the benefit of the said minors,) to order the sale of said real estate, upon such terms, and with such conditions, as the court may think proper, and to appoint a trustee for the purpose of effecting such sale, which said trustee, before he proceeds to act by virtue of this appointment, shall give bond to the state of Maryland in such penalty, and with such security, as shall be prescribed and approved of by said court, for the faithful performance of the trust reposed in him.

III. AND BE IT ENACTED, That the said bond shall be filed and recorded in the office of the register of wills of Worcester county, a copy whereof, under the seal of the orphans court of said county, shall be received in evidence in any court of law or equity in this state.

IV. AND BE IT ENACTED, That any conveyance or deed made by the trustee aforesaid, shall be, and the same is hereby declared to be, valid and effectual to pass and convey all the right, title and interest, of the said minors, in and to the tracts of land and real estate aforesaid, to the purchaser or purchasers of the same.

V. AND BE IT ENACTED, That the said orphans court shall direct notice to be given of the time and place appointed for the sale of said lands, by advertisement set up in the most public places in said county, and some convenient news-paper, at least six weeks before the sale, and the said court shall also direct the said lands to be sold on a credit of not less than twelve months.

VI. AND BE IT ENACTED, That the money arising from the sale of the lands in the hands of the trustee to be appointed by virtue of this act, after deducting the expenses of the sale of said lands, to be ascertained by the orphans court of Worcester county, shall be applied, under the direction of said court, towards the payment of the debts of the said Littleton Robins, and if any balance should remain after the payment thereof, it shall be paid over, under the direction of said court, to the guardian of the children of the said Littleton.

VII. AND BE IT ENACTED, That it shall be the duty of the register of wills of said county, and he is hereby directed, to audit and adjust the accounts and claims of the creditors against the said Littleton Robins, but the said register is hereby directed to give notice to the said creditors, by advertisement in one of the news-papers printed at Easton, at least six months previous thereto, requiring them to bring in to him their respective accounts and claims legally authenticated.

VIII. AND BE IT ENACTED, That if the trustee aforesaid shall neglect or refuse to pay to the creditors of the said Littleton Robins severally the sums ascertained to be due to them respectively, his bond aforesaid may be put in suit by the creditor whom he may neglect or refuse to pay, upon which suit such creditor shall recover the sum ascertained to be due by the said register, with interest and costs of suit.

C H A P. LIX.

An ACT for the relief of Clotworthy Birnie.

Passed Decem-
ber 23, 1810.

WHEREAS Clotworthy Birnie, of Frederick county, has emigrated to, and settled in, this state, with his family, and hath made a declaration, as prescribed by law, preparatory to his becoming naturalized at the expiration of the limited period of residence, and the said Birnie is desirous of acquiring and holding real property, and may possibly have real estate devised to him before he can be naturalized agreeably to law; therefore,

II. BE IT ENACTED, *by the General Assembly of Maryland*, That the said Clotworthy Birnie may lawfully and fairly take, hold or acquire, any real property within this state, whether the title to such real estate be derived by grant, gift, purchase or devise, as amply and fully as if his title or claim to the said property had been acquired after he shall have become naturalized; provided, that unless the said Clotworthy Birnie shall proceed according to law to make himself a citizen of the United States, this act shall have no effect to take, hold or acquire, real property as above mentioned, nor shall he, nor any person claiming under him, derive any benefit by this act, but if the said Clotworthy Birnie shall die before the time when, by the laws of the United States, he may become