

Liber LL, 5
Acts

Several Tracts of Land and by his Last will and Testament in writing Duly proved Devised Lands to Every One of his Children in fee and Gave Express Directions to the person Employed to write his will to Insert a Devise In his said will of Three hundred and fifty Acres of Land part of Roberts his Forrest lying in the said County unto Elizabeth his wife with full power And Authority to Dispose thereof the Better to Enable her to Discharge the said Testators Just Debts and Support her self and that the said Elizabeth Believing the said will to have Been penned According to the Testators Intentions sold and Conveyed the said Land to One John Cross for Seven Thousand pounds of Tobacco wherewith she Discharged Severall of the Deceased's Just Debts and Applied the Residue to her own necessary support which Land hath been Sold by the said John Cross to the said James Moore That upon Inspection of the said will it appears that as it is worded The said three hundred and fifty Acres of Land are Intailed On the said Elizabeth and the Heirs of Her Body Lawfully begotten by the Ignorance or misapprehension of the writer And whereas The premises have been fully proved to this Assembly and Francis Roberts son and heir att Law of the said Thomas Roberts and Elizabeth his wife having had due notice to p. 82 appear and make his Objections to the passing an Act for the petitioners Relief hath by a writing under his hand acknowledged his fathers Intentions to be as herein before mentioned and Given his Consent to the passing this Act.

Be it therefore Enacted by the right Honourable the Lord Proprietary by and with the advice and Consent of his Lordships Governour and the upper and Lower House of Assembly and the Authority of the Same That the said Three hundred and fifty Acres of Land part of Roberts his forrest shall be deemed and taken to have been Devised to the said Elizabeth Roberts in fee Simple and that those who have her Estate therein shall have the same Right and Title therein as if The Devise thereof by the said Thomas Roberts had Been Expressly in fee Simple Any Thing in the said will Or any Law usage Or Custom to the Contrary notwithstanding Saveing to his most Sacred Majesty his heirs and Successors his Lordship the Lord proprietary His heirs and Successors and to all Body's politick and Corporate and all others not mentioned in this Act their Severall and Respective Rights.

Acts of 1725,
ch. 21
p. 83
(Repeals
1708, ch. 13)

An Act to Repeal an Act Entituled an Act for Confirming and Making Valid the Last will and Testament of Collonel John Contee

Whereas att a Session of Assembly held at Annapolis the twenty ninth day of November in The year of Our Lord One Thousand Seven hundred and Eight An Act past Entituled An Act for Confirming The Last Will and Testament of Colonel John Contee Re-