

session of eighteen hundred and sixty-four, chapter two hundred and seventy, entitled, an Act to authorize and empower the commissioners appointed by the Circuit Court of Queen Anne's county, to divide the real estate of John Hendrix, late of said county, deceased, and to convey to the purchaser the legal title to said lands, be and the same is hereby repealed and re-enacted as amended, as follows:

WHEREAS, Anna Maria Brice, late of Queen Anne's county, died seized in fee of two hundred and forty-three acres, three roods and three perches of land more or less, leaving sundry children and heirs at law, to whom said land descended and who were seized thereof in fee; *and whereas*, a commission on petition under the Act of descents, was issued by the Circuit Court of Queen Anne's county to five commissioners of said county, to make division of the said land among the persons entitled, but the said land being returned by said commissioners as incapable of division, the same was thereupon ordered by the court to be sold by the said commissioners on terms prescribed in the order; that the commissioners sold the same to a certain John Hendrix, of Queen Anne's county, and took his bond or bonds for the payment of the net proceeds of the purchase money to the several heirs at law of the said John Hendrix and persons entitled thereto; *and whereas*, the said John Hendrix afterwards died intestate, without having paid the full purchase money on said land, leaving a number of children his heirs at law, to whom the said land descended; that a commission was afterwards obtained under the Act to direct descents, by petition, from the Circuit Court of Queen Anne's county, to five commissioners to make division of said land among the children and heirs at law of said John Hendrix, deceased; that the said last mentioned commissioners made return to the said court, that the said lands could not be divided among the heirs at law of the said John Hendrix; that the court thereupon ordered the said commissioners, or a majority of them, to sell the said real estate on terms prescribed by said order; that the said commissioners in pursuance of said order of the court sold the said lands and

Preamble.