

same as fully and amply, to all intents and purposes, as if such person or persons, non-residents of this state as aforesaid, had appeared thereto.

SEC. 2. *And be it enacted*, That upon all petitions of any guardian or prochein ami, for the sale of the real estate of any infant or infants, it shall and may be lawful for the court before whom any such petition may be pending, and they are hereby required, to issue a commission to not less than three discreet and sensible men, freeholders of the county where such lands to be affected by such petition may lie, whose duty it shall be to view and ascertain, by competent and disinterested evidence, the real value of the said lands, taking into consideration the quality, local situation, improvements, with all the advantages, and also the disadvantages and incumbrances attending the same, and to determine, under all circumstances, whether it would be to the interest and advantage of the infant or infants that such land should be sold, and report the same to the court, with their reasons therefor; *Provided*, that the said report shall not be conclusive on the court, but the court may in their discretion, examine witnesses, and have other testimony, and shall decree a sale only in those cases where, under all circumstances, the court shall be satisfied that a sale would be for the interest and advantage of the infant or infants.

Upon petition or sale of real estate of infants, court to appoint freeholders to ascertain real value of the land, &c.



SEC. 3. *And be it enacted*, That the said commissioners, or a majority of them, before they proceed to act, shall take an oath, or affirmation, that they will impartially ascertain the quality and value of the said lands, with the advantages and incumbrances attending the same, and a true report thereof make to the best of their skill and judgment.

To take an oath.

#### CHAPTER 139.

A SUPPLEMENT to the ACT,\* entitled, an Act providing for the appointment of an Attorney-General, and of District Attorneys in the several Judicial Districts of this state, and for Baltimore City Court. \*1817, ch. 146.  
Repealed by 1821, ch. 126.

#### CHAPTER 157.

AN ACT, entitled, a further additional SUPPLEMENT to the Act,\* entitled, an Act concerning Crimes and Punishments. \*Nov. 1809, ch. 138.

See notes to the original act, ante page 572.

SEC. 1. *Be it enacted, by the General Assembly of Maryland*, That from and after the passage of this act, in all cases where any slave, or servant for a term of years, shall be sold out of the penitentiary of this state, under the provisions of the act to which this is a supplement, that it shall be the duty of the keeper of the penitentiary to deposite the money arising from such sale, in some bank in the city of Baltimore, and imme- Where slaves, &c. are sold out of penitentiary keeper to deposite money in some bank in Baltimore.