

CHAP. 67. to the annual proceeds of the estate: And whereas it appears reasonable to this general assembly that the power should be increased,

In certain cases chancellor to direct the sale of property.

2. BE IT ENACTED, by the General Assembly of Maryland, That from and after the passage of this act, the chancellor shall have full power and authority, in all cases where trustees shall or may be appointed under the authority of the chancery court for the management of the estates and persons of idiots, lunatics and persons *non compos mentis*, to order and direct the property of such idiot, lunatic or person *non compos mentis*, or so much thereof as he may judge necessary for the support of such idiot, lunatic or person *non compos mentis*, or for the payment of all reasonable and just expenses which such trustee or trustees may or have occurred, to be sold, upon such terms as he may think proper, and to appoint a trustee or trustees for the purpose of effecting such sale or sales, and the money arising therefrom to be applied to the discharge of such expenses.

In certain cases the whole may be sold.

3. AND BE IT ENACTED, That in cases where a sale of the property of any idiot, lunatic or person *non compos mentis*, shall be necessary for the support of such person, and such property will not admit of division without prejudice thereto, or shall be so situated, or of such a nature, as to render it adviseable and beneficial to such person, in the opinion of the chancellor, to sell the whole, or any greater part thereof than may be necessary for the immediate support of such person, the said chancellor shall have full power and authority to order a sale or sales to be made of the whole, or so much of the property of such idiot, lunatic or person *non compos mentis*, as he shall think proper, and to direct the application of the money arising from such sale or sales, and the interest thereof, for the purposes aforesaid, and to direct from time to time in what funds the money arising from said sales shall be vested, and in all things to order in the premises as he may deem for the benefit and advantage of said lunatic.

Sales to be confirmed by chancellor.

4. AND BE IT ENACTED, That all sales made by the authority of the chancellor, under this act, shall be notified to, and confirmed by, the chancellor, before any conveyance of the property shall be made, and bond, with good and sufficient security, to be approved by the chancellor, shall be given by the person or persons empowered to sell the property as aforesaid, for the due execution of the trust committed to him or them, which bond shall be lodged with the register in chancery.

Sum remaining, to whom it shall belong.

5. AND BE IT ENACTED, That the principal sum arising from the sale of the said property, or so much thereof as may remain unapplied to the use and maintenance of said lunatic, during the life-time of said lunatic, shall, on the death of the said lunatic, belong to such person or persons, his, her or their heirs or legal representatives, as would have been entitled to the said property in case the same had not been sold.

CHAP. LXVIII.

Passed Dec. 30. *An Act for the relief of John Charles Francois Chirac.* Lib. JG. No. 3, fol. 462. A Private Act.

See November 1809, ch. 148.