

5. AND BE IT ENACTED, That where any person shall have devised, or may hereafter devise, any lands, tenements or hereditaments, to two or more persons, by virtue of which devise such persons shall be entitled to hold the said estate as joint tenants, or tenants in common, according to the effect of such devise, it shall and may be lawful for any one or more of such devisees, (being of lawful age,) to make application to the county court of the county where such lands and tenements may lie, (or if laying in different counties then to the court of the county where the greatest portion of such lands and estate may lie,) for a commission to divide the same, and upon such application the court shall appoint five judicious and disinterested persons to divide and make partition among all the parties entitled to the same.

CHAP. 109.

Where lands are devised to persons as joint tenants courts may make division thereof

6. AND BE IT ENACTED, That the said commissioners, or a majority of them, when so appointed, shall take the same oath, or affirmation, as the case may be, as in such cases is required by the act to which this is a further additional supplement, and shall proceed to divide the said lands, tenements or hereditaments, among the several devisees, agreeably to the will of the deceased, in the same manner and with the same effect as if a writ of partition had been obtained for the same.

Commissioners appointed to make partition to take an oath

7. AND BE IT ENACTED, That in cases where a commission may have been issued and not executed, or that may hereafter issue from any county court or the court of chancery, to make partition of an intestate's estate, and any of the parties interested reside out of this state, the commissioners, before they proceed in the execution of said commission, shall cause notice thereof to be given by advertisement set up at the door of the court-house of the county or counties where the lands may lie, and in such other public places in the counties as they may direct, at least two months previous to their proceeding to execute said commission, and such notice shall be deemed and taken as a compliance with the eighth section of the act to which this is a further additional supplement, so far as the same relates to the notice to be given to all the parties concerned.

Where parties reside out of state, notices to be given

CHAP. CX.

An Act for the relief of William French, of the City of Baltimore.

Passed Jan 19, 1815

Lib. TH. No. 4, fol. 368.

BE IT ENACTED, by the General Assembly of Maryland, That the judges of Baltimore county court be and they are hereby authorised and directed, to extend to William French, of the city of Baltimore, the full benefit of the act of assembly passed at November session eighteen hundred and five*, entitled, An act for the relief of sundry insolvent debtors, and the several supplements thereto, without requiring the said William French to produce the assent in writing of so many of his creditors as have due to them two thirds in amount of the debts owing by him, as is prescribed by the provisions of the said act and supplements, and notwithstanding any payments made or preference given by the said William French to any of his creditors.

Benefit of insolvent laws extended to him

* Ch. 110