

vice of such injunction on the sheriff, or other officer, he shall deliver back the property so taken in execution to the party from whom it was taken, and shall not be answerable to the plaintiff or plaintiffs at law on account of the same; and in all cases where personal property hath been taken in execution, and the sheriff or other officer hath been prevented, by injunction from the chancery court, from selling the same, the sheriff or other officer may deliver the same, if in his possession, to the party from whom it was taken, and shall not be answerable for the same to the plaintiff or plaintiffs at law; and in every case of injunction heretofore issued, if the sheriff or other officer hath taken any personal property out of the possession of the defendant at law who hath obtained the injunction, the said sheriff, or other officer, shall be answerable at law for the said property to the party from whom it was taken.

CHAP. 79.

11. AND BE IT ENACTED, That in all cases where the chancellor has or shall decree a perpetual injunction against the state of Maryland, in favour of persons who have purchased British property to which the state had no title, the chancellor is hereby authorised to give his order to the treasurer of the western shore directing him to cancel the bond or bonds, or such other evidence of the debt, as shall have been given at the time of making the said purchase.

On perpetual injunction, bond to the state to be cancelled, &c.

NOVEMBER SESSION, 1800.

CHAP. LXVII.

*An Act respecting Idiots, Lunatics and Persons non compos mentis.* Passed Dec 19 1800  
Lib. JG. No. 3, fol. 460.

WHEREAS by law the chancellor is confined in making provision for the support of idiots, lunatics and persons *non compos mentis*, to the annual proceeds of the estate: And whereas it appears reasonable to this general assembly that the power should be increased;

Preamble.

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 incurred, 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.

Chancellor may order property to be sold &c.

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,

In certain cases the whole may be sold &c.