

1830.

CHAP. 182.

Provisos.

Micajah, junior, Eleanor and Mary, who severally took possession of their respective shares of the said estate, but neglected to execute deeds of release to each other; *Provided*, that the commissioners who shall be appointed by Baltimore county court as aforesaid, shall first be satisfied, by the testimony of at least two reputable witnesses, to be examined by them on oath, that the said distribution, last above mentioned, was made and approved as herein before stated; *Also provided*, that before the said commissioners proceed to act in the premises they shall severally take an oath, or affirmation, to be annexed to their commission, before some justice of the peace, well and faithfully to perform the duties required of him by the said commission, and assigned to him under this act, and then he will proceed in the execution and completion of the said commission without favour, partiality or prejudice, and according to the best of his judgment and understanding; and the division and allotment which the said commissioners shall afterwards make and return to Baltimore county court, of the aforesaid estate shall, when approved and confirmed by the said court, be entered of record therein, and be final between the aforesaid distributees, their heirs and assigns, forever; and in case of the death of one or more of the persons who shall be appointed commissioners as herein before provided, Baltimore county court shall appoint a successor or successors, who shall be subject to the obligations, and exercise the powers, by this act imposed on, or granted to his or their predecessor or predecessors.

On appointment of guardians of estate may be sold, &c.

Sec 2. *And be it enacted*, That when the orphans court of Baltimore county shall have appointed two persons to be guardians of the minor children of the aforesaid Mary Todd, who afterwards was Mary Bucknal, and the said guardians shall have filed with the register of wills for Baltimore county a bond to the state of Maryland, executed by them, and a security or securities, to be approved by the said orphans court, in the penal sum of ten thousand dollars, for the faithful discharge of the several trusts imposed in them under this act, then the said persons shall have full power and authority, for and on behalf of the said minor children, of whom they shall have so become guardians, to sell and convey in fee simple, or to demise and lease for a term of years, renewable for ever, all or any part of the real estate situated in the city or county of Baltimore, which shall be allotted, with the approbation of Baltimore county court, to the said minors, under the provisions of this act; and every such sale, lease and conveyance, made pursuant to this act, when acknowledged and recorded as sales, leases and conveyances of land are