

**CHAP. 175.**

Confirmed.

eighteen hundred and six, chapter ninety, where the courses, metes and bounds, are described in such deed, and not otherwise; which said extracts, made out, transmitted and bound in the same manner as is directed by the law of December session, eighteen hundred and twenty-six, entitled, A supplement to the act entitled, an act to aid conveyances of land improperly enrolled, and for other purposes, chapter two hundred and twenty-six, shall have the same effect and operation in law, as other extracts regularly transmitted under said law.

Bills of sale, mortgages &amp;c to be re-enrolled.

Sec. 5. *And be it enacted*, That any person or persons having possession of any bill of sale, mortgage or other instruments of writing, relating to personal property, that appears to have been heretofore recorded in Saint Mary's county, and the record thereof has been destroyed, may have the same enrolled again, and the clerk of Saint Mary's county court is hereby required to record the same, together with the endorsement thereon of the former enrollment, in the record book aforesaid, at the cost and expense of the party or parties requiring the same, and the same, when so recorded, shall have the same effect and operation in law, to all intents and purposes, as if the records aforesaid, in which the said papers were heretofore recorded, had never been destroyed.

Made valid.

Testimony as to validity.

Sec. 6. *And be it enacted*, That any person or persons claiming any right to any personal property, by virtue of any instrument of writing, which had been recorded in the county aforesaid, and which, with the records thereof, has been destroyed, shall and may, upon application to any one of the commissioners appointed under and by virtue of the act of assembly, passed at December session, eighteen hundred and twenty-eight, entitled, an act to provide for taking testimony in civil cases, in the county aforesaid, proceed to take such testimony as the nature of the case will admit of, to establish the existence and validity of any instrument of writing, so as aforesaid recorded and destroyed, and the right of property therein mentioned, and the said commissioners before he proceed to take testimony in the case, shall give twenty days notice, by advertisement, to be set up at the court house door of the county aforesaid, of the time and place, of his intention to take the testimony on the application aforesaid, and shall also give notice to any person or persons that may appear to be interested in the issue of the subject matter before him, and the said commissioners shall make return of his proceedings to the clerk of Saint Mary's county, who shall record the same, as directed by the said act of assembly, in the record book aforesaid, at the expense and cost of the party requiring the same, and

Notice required.

Return proceeding.  
Record thereof.