

CHAPTER 130.

CHAP. 130.

Passed Mar. 6, 1836 *An act to confirm and make valid the title of Horatio C. Scott, to a house and lot of ground, in the town of Upper Marlborough.*

Preamble

WHEREAS, it appears to this General Assembly, that by the last will and testament of the late John Hodges of Thomas, of Prince George's county, deceased, certain real estate lying in the town of Upper Marlborough, in said county, including the house and lot of ground hereinafter mentioned, was devised to be sold by his executors therein named, and the proceeds of sale to be equally divided between his three daughters, Caroline, wife of a certain Alexander Mundell, Mary Ellen, wife of a certain Benjamin B. Hodges, and Cornelia Hodges; *And whereas*, after an unsuccessful attempt to make said sale by the said executors, the said devisees agreed to divide said real estate among themselves at certain valuations, mutually agreed upon by them, and upon said division the house and lot of ground, hereinafter mentioned, was assigned and allotted to the said Alexander Mundell and Caroline, his wife, as their one third share of the said real estate; *And whereas also*, after said division, the said Alexander Mundell made sale of said house and lot, to the said Horatio C. Scott, at and for the sum of one thousand dollars, and executed to him a bond of conveyance for the same, obligating himself to secure and guarantee, to the said Horatio C. Scott, a clear and unincumbered title, in fee simple, to the same; *And whereas*, the said Alexander Mundell, and Caroline, his wife, have both departed this life without making any conveyance of the same to the said Horatio C. Scott, and have left as their heirs at law three infant children, to wit:—John H. Mundell, Ann Rebecca Mundell and Thomas A. Mundell, and the said Horatio C. Scott, with a view to obtain a decree for the conveyance of the said house and lot, on the ninth day of October in the year eighteen hundred and thirty-four, filed his bill of complaint in Prince George's county court, setting as a court of equity, as well against the said infant