

CHAP. 138. prevention or suppression of such riotous or unlawful assemblages.

Declare generally SEC. 2. *And be it enacted*, That in any suit instituted under this act, the plaintiff or plaintiffs may declare generally, and give the special matter in evidence.

### CHAPTER 138.

Passed Mar. 16, 1836 *An act to authorise and empower Joseph L. Smith, of Frederick county, to convey to the proper owners, all the lots in the town of Berlin, in said county, which were sold by his grandfather Leonard Smith, and by his father Joseph Smith, and not conveyed.*

Preamble

WHEREAS, Leonard Smith, the grandfather as aforesaid, did, by his last will and testament, bearing date the eighteenth day of March, seventeen hundred and ninety-four, authorise and empower his son Joseph Smith, to convey certain lots in the town of Berlin, as aforesaid, which he the said Leonard Smith had sold, also empowered him to convey all lots which he might hereafter sell,—AND WHEREAS, the said Joseph Smith failed to convey all the lots as aforesaid, in his lifetime, and did by his last will and testament, appoint his son Joseph L. Smith, of Frederick county, his executor, but failed to authorise him to convey said lots: Therefore,

Authority to convey

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That the said Joseph L. Smith, be, and he is hereby clothed with full power and authority, by deed of conveyance or otherwise, fully to convey to each and every purchaser as aforesaid, of a lot or lots in the town of Berlin, in Frederick county, such title and estate, whether in fee-simple or otherwise, as the said purchasers may respectively have contracted for with Leonard Smith, the grandfather, or with Joseph Smith, the father of the said Joseph L. Smith, *provided*, the said purchasers to whom conveyances are made under the foregoing provisions, shall in every case, have previously complied fully on their respective