

such improvement shall be so made as to interfere with the navigation of the stream of water into which the said improvement is made.

**40.** No patent hereafter issued out of the Land Office shall impair or affect the rights of riparian proprietors, as explained and declared in the two sections next preceding this section, and no patent shall hereafter issue for land covered by navigable waters.

1862, c. 129,  
Patents not to  
affect rights of  
riparian prop-  
rietors

No patent for  
land covered by  
navigable  
waters

#### KEEPER OF THE CHANCERY RECORDS.

Art 52, s 4  
Const art 7, s 4  
1854, c 149, s 3  
To certify  
copies and pro-  
ceedings of the  
late Court of  
Chancery in his  
possession  
Fees

**41.** The said commissioner of the Land Office may certify copies and proceedings of the Court of Chancery in his possession, and where such certificates are required to be under seal, he shall affix his seal of office, and he shall charge the same fees for such services as the clerks of the Circuit Courts charge for similar services.

Id s 5  
1854, c 149, s 4,  
1856, c 132, s 4  
To transmit  
unfinished pro-  
ceedings  
5 Md 237, 140,  
8 Md 322, 9 Md  
73, 11 Md 74,  
17 Md 239, 260

**42.** He shall, without unnecessary delay, transmit to the Circuit Courts for the several counties, and the Circuit Court of Baltimore city, all the cases and proceedings in the said court undisposed of and unfinished, at the expense of the State, whether applied for by the counsel of the parties or the parties themselves, or not.

#### LAND RECORDS AND EXTRACTS OF DEEDS.

1874, c 66  
Custody of land  
record, papers  
and extracts.

**43.** The commissioner of the Land Office shall have custody of all books containing deeds and transfers of soldiers' lots, and all other land record books and papers, including extracts of deeds removed and transferred to his office by the clerk of the Court of Appeals, by virtue of the act of Assembly of 1874, c. 66. and of all the other extracts of deeds which shall be received by him, and shall give certified copies of such deeds and extracts, and make searches for the same when so required, and shall receive and retain therefor fees at the same rate now charged for copies of and searches for other papers in his office.

To give certified  
copies thereof  
and make  
searches  
Fees.

1874, c 66, s. 5,  
1876, c 257  
To receive and  
file extracts of  
deeds trans-  
mitted and form  
record book

**44.** The said commissioner shall receive and carefully file among the records of his office all extracts of deeds transferred to him by virtue of the act of Assembly of 1874, c 66, and all such as shall be transmitted to him by the clerks of the Circuit Courts of this State; and when he shall have received a sufficient number of such extracts from the same county to form a record book of the proper size, he shall cause the same to be carefully indexed and well and substantially bound in leather, and placed among the records of his office; and the comptroller of the treasury is hereby directed to issue his warrant for such sum or sums of money as from time to time may be necessary for the cost of such indexing and binding upon the certificate of the correctness of the same given by the said commissioner of the Land Office; and for the said indexing there shall be allowed and paid the same rates allowed by law to the clerks of the Circuit Courts for similar services.

Indexing

As to "military lots westward of Fort Cumberland," under act of 1788, c. 44, see 47 Md. 108, 39 Md. 288; 33 Md. 95; 27 Md. 604.