

award to the widow such proportion of the purchase-money as shall be just and equitable, not exceeding one-seventh part nor less than one tenth part of the net amount of the sales, according to the age, health, and condition of such widow; and such award of payment shall be a sufficient bar to all right of dower which such widow may claim in said lands

Id. s 64.
1820, c 191, s 23.
Pay of commis-
sioners.

64. The court shall allow to each commissioner for every day he shall necessarily attend in the execution of such commission, a sum not exceeding two dollars per day; and to the surveyor employed by them (when necessary) a sum not exceeding six dollars per day for himself and chain-carriers, and such other expenses as they may deem reasonable and proper; all which allowances and expenses, together with the fees on the issuing and return of such commission, shall be paid by the representative applying for the commission, when the lands or estate are divided, or by the representative making his election to take the estate; and such representative may charge the other representatives with their respective proportions of the whole sum so paid, and each other representative, or his guardian, shall be obliged to repay or allow him his part thereof respectively; and in case the lands or estate shall be sold by the commissioners, they shall then pay out of the money arising from the sale, the whole of the expenses attending the execution of their commission, to be allowed as above by the court.

Id. s 65
1820, c 191, s 32;
1832, c 53
Deed to person
electing

65. In all cases where an election shall be made by any person under and in virtue of this article, or by the husband in right of his wife, and the valuation of the land of the said intestate hath been paid to the heir or heirs of the deceased, by the person so electing, the commissioners, or a majority of them, or the survivors or survivor of them, shall, under the direction of the court to which the return or returns shall have been made, make and execute to the person so electing, at his expense, a good and valid deed of bargain and sale in fee simple.

Id. s 66
1820, c 191, s 24,
1833, c 93.
Deed to pur-
chaser

66. In all cases of sale made by the commissioners, or a majority of them, after the same shall be ratified by the court, and the terms of sale shall have been complied with by the purchaser or purchasers paying the purchase-money, agreeably to the terms of sale, it shall then be the duty of the commissioners, or a majority of them, or the survivors or survivor of them, to convey to the purchaser or purchasers by deed duly executed and acknowledged according to law, all the right, title, claim, interest, and estate of the deceased intestate to the lands and premises sold by them in virtue of their commission, and every such deed shall be recorded in the time limited by law.

Id. s 67.
1820, c 191, s 25
Where pur-
chaser dies or
assigns before
deed executed.

67. Whenever any estate shall be sold, and the purchaser shall die, or shall assign his equitable interest therein, before any deed shall be executed for the estate sold, then, and in that case, the court, on the application of the heir, devisee, or assignee of such purchaser, and being satisfied that the purchase-money has been