

regard to tenancies by the curtesy; and where any person is entitled by deed or devise to the remainder after such life estate, the same proceedings shall be had as are directed by this article where a person is entitled to an undivided part of an intestate's estate subject to a tenancy by the curtesy.

P. G. L., (1860,) art. 47, sec. 62. 1820, ch. 191, sec. 27.

62. The commissioners, or a majority of them, shall ascertain and lay off the widow's dower in and to the lands and tenements of the intestate, by virtue of their commission, before they shall proceed to divide or value the same; and the said commissioners shall make the ascertainment and location of such dower a part of their return to such commission; and the court shall determine thereon, and confirm or reject the same, as in other cases.

Phelps v Stewart, 17 Md. 231.

Ibid. sec. 63. 1799, ch 49, sec. 6. 1820, ch 191, sec. 28.

63. In case of sale of the intestate's real estate by the commissioners, if the widow will consent to the sale, she shall signify and subscribe her consent in writing, and the same shall be filed with the clerk of the court; and thereupon the said commissioners shall proceed to sell the whole real estate, agreeably to the terms prescribed to them, disencumbered of any right of dower; and the court shall 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.

Ibid. sec 64. 1820, ch. 193, sec. 23. 1886, ch 220.

64. The court shall, in its discretion, allow each commissioner, for every day he shall necessarily attend in the execution of such commission, a sum of money 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