

## CHAPTER 258.

Passed May 23, 1853. AN ACT to appoint Commissioners to act in conjunction with Commissioners appointed by an act of the

Legislature of the State of Delaware, passed in January eighteen hundred and fifty-three, entitled, an act for the relief of the widow and heirs of Jacob Raymond, deceased, to make partition of the real estate of said Jacob Raymond, of which he died seized, in fee and intestate, lying in Kent County, Delaware, and in Kent County, Maryland, and to assign dower to the Widow of said deceased, in said lands and premises.

Preamble.

WHEREAS, Eliza B. Raymond, the widow of Jacob Raymond, late of Smyrna, in Kent county, in the State of Delaware, deceased, Susan H. Raymond, Martha A. Cummins and George H. Raymond, the latter by the said Eliza B. Raymond, his mother and next friend, children of the said Jacob Raymond, deceased, and his only heirs at law, and Daniel Cummins, who intermarried with and is the husband of the said Martha A. Cummins, and of the said county and State, by their petition in writing to this General Assembly, represent, that the said Jacob Raymond, was in his life time, and at the time of his death, in the year eighteen hundred and fifty-two, seized in his demesne as of fee, of divers lands, tenements and hereditaments, situate partly in the State of Maryland, and partly in the State of Delaware, that under the law of descents of the States of Maryland and Delaware, respectively, the said lands, tenements and hereditaments, have descended to and upon the said three children of said deceased, as equal coparcency in fee simple, subject to the right of dower therein of the said Eliza B. Raymond, widow of said deceased, that the said George H. Raymond, is an infant, under the age of twenty-one years, and it was further represented by said petitioners, that if all the said lands and premises, can be brought into one assignment of dower and partition, as if the same were situated wholly in this State or in the State of Delaware, the two-third part thereof would be capable of being divided among the said children of said deceased, into three equal parts, regard being had to quality as well as quantity, each of which would constitute a competency, but that if dower should be assigned to the said widow in both States, and the residue remaining in each after such assignment be divided into three equal parts among the said children, the portions of said children respectively would be greatly diminished in value,