

## CHAPTER 161.

Passed March 8, 1862. AN ACT to amend the ninety-third Article of the Code of Public General Laws, relating to "Testamentary Law," by adding a section thereto, relating to Devises and Bequests, and the construction of words importing the failure of issue.

Bequests, &c. —words importing failure of issue, how construed. SECTION 1. *Be it enacted by the General Assembly of Maryland,* That in any devise or bequest of real or personal estate, the words "die without issue," or "die without leaving issue," or "have no issue," or any other words which may import either a want, or a failure of issue, of any person in his lifetime, or at the time of his death, or an indefinite failure of his issue, shall be construed to mean a want or failure of issue in the lifetime, or at the time of the death of such person, and not an indefinite failure of his issue, unless a contrary intention shall appear by the will.

In force. Sec. 2. *And be it enacted,* That this act shall take effect from the date of its passage.

## CHAPTER 162.

Passed March 7, 1862. AN ACT to authorise the Commissioners of Howard and Montgomery counties to open and establish a public road therein.

Commissioners authorized to open public road. SECTION 1. *Be it enacted by the General Assembly of Maryland,* That the Commissioners of Howard and Montgomery counties be and they are hereby authorized, if in their discretion they may deem it expedient, having in view a due regard to the financial condition of their respective counties, to have opened, under their direction, and to establish a public road from the old Baltimore road to the Parrsville road in Montgomery county, to start at a point in the first named road, upon the border