

der of the Court, and no deed has been given for the premises to the heirs, or the person so electing, or to the purchaser and all of the Commissioners, or a majority of them, have or shall have died, removed out of this State, or otherwise become unable to execute a deed under the commission, election, or order, as aforesaid, to the person entitled thereto, the proper court or chancellor, as the case may be, upon the application of such heir, or person entitled; and having made his election or a purchaser as aforesaid, their heirs and devisees or assignees, or any person or persons claiming under them, and being satisfied from all of the facts and circumstances of the case, that the valuation or purchase money has been paid, shall and may appoint one or more Commissioners, who shall by said appointment have the power to execute a deed for the premises to the party entitled thereto, as the case may be, his heirs and assigns, which deed shall be as good and valid to all intents and purposes as if the same had been executed by the Commissioners originally appointed in the proceedings.

CHAP. 54.

Appointment of commissioner authorized.

His deed confirmed.

CHAPTER 54.

*An act for the completion of a certain trust therein mentioned.*

Passed Feb. 16, 1833

WHEREAS, it hath been represented to the General Assembly of Maryland, that a certain Sophia L. Davis of the city of Washington, departed this life, having first made and duly executed her last will and testament, in which she appointed a certain James H. Handy, of the said city, her sole Executor, and authorised, empowered, and directed him to sell and dispose of her real estate, and apply the proceeds thereof according to the directions of the said will. And whereas, it hath also been represented that the said James H. Handy did make sale of the said real estate of the said Sophia L. Davis, situated in Somerset county, and State of Maryland, to a certain Thomas Adam Spence of said county, who executed bond to the said James H. Handy with security for the purchase money for the same. And whereas, it hath also been represented, that the said James H. Handy hath departed this life without having completed the trust reposed in him by the said last will and testament, and without having executed a deed for the

Preamble.