

C H A P.
XCVI.

to inquire into the circumstances of the aforesaid sale, and if it shall appear to them that the aforesaid Edward Willet was the real purchaser of the aforesaid land, and that the aforesaid James A. Magruder was only the ostensible purchaser of the same, that then and in that case the aforesaid court shall direct the aforesaid commission to be returned to the commissioners therein named, or the survivors of them, and the said surviving commissioners, or the majority of them, shall alter and amend their return on the said commission, by substituting the name of the said Edward Willet for that of the aforesaid James A. Magruder.

E. Willet to stand in same situation, &c.

III. AND BE IT ENACTED, That upon the correction of the return of the aforesaid commission, the said Edward Willet shall stand in the same situation as if his name had been originally inserted in the return as the purchaser of said land.

C H A P. XCVII.

Passed 31st of Dec. 1801.
Ground may be condemned, &c.

An ACT respecting Ten Feet lane, in the city of Baltimore.

BE IT ENACTED, by the General Assembly of Maryland, That the city commissioners of the city of Baltimore be and they are hereby authorised to condemn, as a public street of the said city, all the vacant ground in the lane called Ten Feet Lane, in the said city, between the buildings on the east and west side of the said lane, provided that the entire width of the said street from the east side thereof shall not exceed sixteen and a half feet, and to record the said street as in other cases, by the name of McClellan's-Street.

C H A P. XCVIII.

Passed 31st of Dec. 1801.
Preamble.

An ACT respecting the register of wills for Calvert county.

WHEREAS it is represented that there is no necessity for the register of wills for Calvert county to attend at the place where the orphans court is held except on those days appointed for the meeting of said court, his office being fixed at a more central and convenient spot, for the accommodation of the people of the county, and not more than four miles distant from the court-house; therefore,

Justices to take into consideration, &c.

II. BE IT ENACTED, by the General Assembly of Maryland, That it shall and may be lawful for the justices of the orphans court for said county to take into consideration the necessity and expediency of the register of wills of said county being obliged to attend at the place where the said court is held, except on days upon which the said orphans court shall be appointed to be held, and in case they shall be of opinion that the convenience of the people of the county doth not require the attendance of the register at the place aforesaid, they shall cause an entry to be made in their proceedings to that effect.

No prosecution to be commenced, &c.

III. AND BE IT ENACTED, That after the determination of the court aforesaid against the necessity of the register's attending at the place aforesaid, except as is before excepted, no prosecution shall be commenced or carried on against the register for his non-attendance at the place aforesaid, any thing in any act of assembly to the contrary notwithstanding, and in case of any such prosecution the said register may give this act in evidence; provided nevertheless, that nothing herein contained shall prevent the register from being compelled to attend as a witness when summoned.

C H A P. XCIX.

Passed 31st of Dec. 1801.

An ACT to augment the shares of the Susquehanna canal company.

Number of shares may be enlarged, &c.

BE IT ENACTED, by the General Assembly of Maryland, That it shall and may be lawful for the proprietors of the Susquehanna canal to enlarge their number of shares at a meeting of the company, by adding thereto a number not exceeding ten shares, and all subscribers to such ten shares shall and are hereby from thenceforth declared to be incorporated into said company, and to be entitled to all the rights, benefits and privileges, of original subscribers to the said canal.

C H A P. C.

Passed 31st of Dec. 1801.

An ACT to appoint commissioners to examine, survey and lay out, the road therein mentioned.

Commissioners appointed, &c.

BE IT ENACTED, by the General Assembly of Maryland, That William Mackubbin, Charles Carman, Robert Long, John Partridge and Nicholas Merryman, of Nicholas, or any three of them, shall be and they are hereby appointed commissioners, to examine, survey, lay out and mark,