

for a public or county wharf; and that the said levy court shall levy and pay over to the said Thomas H. Clagett such sum of money as said commissioners, or a majority of them, shall award by way of damages; and the said wharf shall ever thereafter be taken and considered as a public or county wharf, to be kept up at the public charge.

CHAP. 144.
Award of damages

SEC. 3. *And be it enacted*, That the road from Green Landing, until it intersects the road from Upper Marlbro' to Queen Anne, be and the same is hereby declared to be a public highway; and the levy court of said county are hereby authorised and required to cause the same to be kept in repair as other county roads are now provided for by law.

Declared a public highway

CHAPTER 144.

An act to authorise Charles County Court to issue a commission for the division of the Real Estate of Francis W. Hawkins and Jane L. Hawkins, deceased.

Passed Feb. 26,
1841.

WHEREAS, Francis W. Hawkins, and Jane L. Hawkins, his wife, late of Charles county, deceased, died leaving the following heirs at law, to wit: Josias Hawkins, Theophilus Hawkins, Luke W. B. Hawkins, Susanna Jane Weems, and Mary Hawkins; and the said Francis W. Hawkins and Jane L. Hawkins having both left real estate; *and whereas*, the said Susanna Jane Weems is deceased, leaving the following minor children, to wit: John Weems, Francis W. Weems and Thomas Mathews, all which minor children are represented by John Mathews, their guardian; *and whereas*, from the position, nature and character of the landed property of the said Francis W. Hawkins and Jane L. Hawkins, and from doubts entertained as to the effect and construction of their respective wills, it has been deemed prudent, and for the interest of all concerned, so far as the heirs at law and devisees of said Francis W. Hawkins and Jane L. Hawkins are interested, to treat the estates of the said Francis and Jane as one estate—therefore,

Preamble

Be it enacted by the General Assembly of Maryland, That Charles county court shall have power, authority and jurisdiction to issue a commission in conformity with the act to direct descents, to partition and divide the real estate of the said Francis W. Hawkins and Jane L. Hawkins, as if the whole of said real estate belonged to either the said

Division of real estate authorised