

of his said ward, for such property as he may purchase under said authority. CHAP. 278.

CHAPTER 278.

*An act to authorize the division of the Real Estate of William and Mary Elbert.* Passed March 8, 1842.

Preamble.

WHEREAS, a certain William Elbert and Mary his wife, of Queen Anne's county, died many years ago, and before the passage of the act of seventeen hundred and eighty-six, chapter forty-five, being the act to direct descents and the said William and Mary Elbert were seized at the time of their death of lands in said county, which descended upon four daughters, and by reason that the descent of said lands was cast prior to the passage of the said act, the descendants of the said William and Mary have not been able to make a division conformable to the provisions of the said act, and a petition for the division of said lands was heretofore dismissed in Queen Anne's county court, and it hath been represented to this General Assembly, that some of the parties interested in the said lands are desirous to have a division thereof, but have not been able to effect that object by agreement, owing to the infancy and coverture of some of the said parties.

SECTION 1. *Be it therefore enacted by the General Assembly of Maryland,* That the judges of Queen Anne's county court be and they are hereby authorized to re-instate the above case upon the docket of said court at the next May term thereof, and they shall and may order such proceedings, and shall hear and determine all questions arising out of the said case, in the same manner as if the said William and Mary Elbert had died since the operation of the above cited act of seventeen hundred and eighty-six, chapter forty-five. Judges to re-instate case.

SEC. 2. *And be it enacted,* That the commissioners heretofore appointed by Queen Anne's county court, on the petition above mentioned or a majority of them be and they are hereby authorized and empowered to act under the original commission, in the same manner as if the said William and Mary Elbert had died since the operation of the said act of seventeen hundred and eighty-six, chapter forty-five, and all the proceedings of the commissioners aforesaid under this act, are hereby declared to be valid and binding in law to all intents and purposes. Commissioners to act under the original commission.