

## CHAP. 138.

## CHAPTER 138.

Passed Feb.  
28, 1843.

*An additional supplement to an act to provide for the appointment of Commissioners for the regulation and improvement of Easton, in Talbot County, and to establish and regulate a market at the said town, passed at November session seventeen hundred and ninety, chapter fourteen.*

Preamble.

WHEREAS doubts are entertained whether under the provisions of the several acts of assembly incorporating the town of Easton, in Talbot county, the commissioners thereof were authorized to purchase and hold real estate beyond the limits of the said town for the uses and purposes of a public burying-ground or Potter's field; and whereas the commissioners of said town claim an equitable title in and to a lot of ground situated near the said town, alledging that a certain John Goldsborough, now deceased, heretofore in his life time agreed to, and with the said commissioners, and to convey the same to them and their successors in office for the uses and purposes aforesaid.

Commissioners authorised to accept of lot, &c.

SECTION 1. *Be it enacted by the General Assembly of Maryland,* That the commissioners of the town of Easton be and they are hereby authorized and empowered to accept from the heirs of John Goldsborough, deceased, a deed of bargain and sale for the lot of ground aforesaid in fee simple, for the uses and purposes of a common burying-ground or Potter's field; and when the said deed is executed and delivered, the said commissioners and their successors in office are hereby empowered to have, hold, occupy, possess and enjoy the said lot of ground for the uses and purposes as if authorized to do so by the several acts to which this is a supplement.

On failure of heirs to execute a deed, proceedings to be instituted.

SEC. 2. *And be it enacted,* That if in the event of a refusal by the heirs of the said John Goldsborough, deceased, to execute or deliver a good and sufficient deed of bargain and sale to the commissioners and their successors in office for the said lot of ground for the uses and purposes aforesaid, the said commissioners should institute proceedings either in the Court of Chancery of this State, or on equity side of Talbot county Court, to compel a conveyance of the same, and the said Court, as the case may be, should be satisfied, that in all respects, the said commissioners are entitled thereto, it shall and may be lawful for the said court to pass a decree on the premises in favor of the said commissioners, and to issue process against the heirs of the said John Goldsborough, deceased, to compel a perform-