

C H A P.
CXXXVI.

strators the property of the deceased remaining in his hands unadministered, the said court may compel the same by attachment, and may direct the administration bond of such executor or administrator to be put in suit.

And appoint
guardians, &c.

IV. AND BE IT ENACTED, That the said several orphans courts be and they are hereby authorised and empowered to appoint a guardian or guardians to an infant, who may acquire real or personal property by gift or by purchase, in the same manner, with the same powers, and upon the same terms and conditions, that they may appoint a guardian or guardians to an infant acquiring such property by descent, devise or in right of distribution.

No fee to be
received in cer-
tain cases, &c.

V. BE IT ENACTED, That hereafter no register of wills, in the several counties of this state, shall be entitled to receive any fee for entering the appearance of the state to any proceedings in any of the orphans courts of this state, unless when a citation issues, nor for entering the continuance of any proceedings in any of the said courts, except for the entering the same at the term at which the said continuance was granted.

C H A P. CXXXVII.

Passed 20th of
January, 1808.

An ACT authorising the sale of five thousand tickets in a lottery of the state of Pennsylvania for the encouragement of the useful arts.

Preamble.

WHEREAS George Dobbin, of the city of Baltimore, hath by his petition to this general assembly set forth, that he has been applied to by the managers of a lottery in the state of Pennsylvania, authorised by an act of the legislature thereof, for the encouragement of the useful arts, as their agent, to sell and dispose, in the city of Baltimore, of a quantity of tickets in the lottery aforesaid: And whereas from the scheme of said lottery, and the laudable purposes and views with which the same has been established, it appears to this general assembly that it may, and most probably will, tend to the encouragement and establishment of domestic manufactures, and that it may be of great service to the poorer classes of society; therefore,

G. Dobbin, &c.
may sell tickets,
&c.

II. BE IT ENACTED, *by the General Assembly of Maryland*, That the said George Dobbin, as agent for the managers of the said lottery, or any other person or persons whom they may authorise for the purpose, be, and he or they is or are hereby authorised to sell and dispose of tickets in the above-mentioned lottery in the city of Baltimore, any law to the contrary notwithstanding; provided always, that the number of tickets so sold or disposed of shall not, in the whole, exceed the quantity of five thousand.

C H A P. CXXXVIII.

Passed 20th of
January, 1808.
Preamble.

An ACT for the relief of Edward Henry, of Worcester county.

WHEREAS it has been satisfactorily shewn to this general assembly, that John Gunby, late of Worcester county, previous to his death, had made his last will and testament, in which is contained the following devise, to wit: "It is my will and desire, that my plantation in Buckingham should be sold by my executors herein after named, upon such terms as they in their judgment may think best, and upon the purchase money being paid, or secured to be paid, for my said executors to give a deed or deeds to the purchaser or purchasers of the same, and the money arising from such sale, I give and bequeath unto my daughters Nancy and Sally, and my son John, to be equally divided between them;" and by the said will appointed Anthony Bacon and George Stevenson Gunby, executors thereof: And whereas the said Anthony Bacon and George Stevenson Gunby did, in pursuance of the powers vested in them by the said will, sell two certain tracts of land called Desire's Addition and Jerico, to Edward Henry, Esquire, of Worcester county, under a belief that this was the land referred to in the above devise of said will, and was situated in Buckingham, but since the sale of the said land as aforesaid, it appears that it is situated in Queponco hundred, and not in Buckingham hundred: And whereas it further appears, that the aforesaid lands were generally called and considered as lying in Buckingham, and was so considered by the testator, and that he himself, both before and after the making of said will, spoke of and considered the aforesaid lands as his Buckingham lands, or lands in Buckingham, and that he did not own any lands in Buckingham, except the aforesaid lands: And whereas it further appears that the aforesaid sale is an advantageous one, and that it is desirable, on account of the legatees interested, that the same should be confirmed: And whereas some doubts are entertained by the said Edward Henry as to the validity of the sale, in consequence of the aforesaid mistake in the description of said land; therefore,

Sale confirmed,
&c.

II. BE IT ENACTED, *by the General Assembly of Maryland*, That the sale of the two tracts of land called Desire's Addition and Jerico, by Anthony Bacon and George Stevenson Gunby, the executors