

of the last will and testament of John Gunby, late of Worcester county, deceased, to Edward Henry aforesaid, be and the same is hereby confirmed and rendered valid; and that the said executors be and they are hereby authorised and required, upon having the purchase money secured according to the said last will and testament, to transfer and convey, by deed of bargain and sale, the said lands to the said Edward Henry, his heirs and assigns, containing a clause of special warranty against themselves and all claiming under them, and against the heirs or representatives of the said John Gunby, deceased, which said deed shall bar and destroy all right of the heirs of said Gunby in and to the said lands, notwithstanding the aforesaid mistake in the description thereof in the said last will and testament.

C H A P. CXXXVIII.

C H A P. CXXXIX.
An ACT for the preservation of the navigation of Cabbin creek, in Dorchester county.

Passed 20th of January, 1808.

WHEREAS it is represented to this general assembly, that weirs have of late been erected in and upon Cabbin creek, in Dorchester county, to the great injury of the navigation of the said creek; therefore,

Preamble.

II. BE IT ENACTED, by the General Assembly of Maryland, That all weirs already made, or hereafter to be made, in and across the channel of the said creek, so as to stop up the passage of boats or vessels, shall be deemed and are hereby declared nuisances, and may be by any person taken out of said Cabbin creek and destroyed as such.

Wears declared nuisances, &c.

III. AND BE IT ENACTED, That no person or persons shall, after the first day of March next, put, place or make, any wear, in and across the channel of the said creek, so as to stop the passage of boats or vessels, under the penalty of twenty dollars current money for every such offence, to be recovered before a single magistrate in the same manner as small debts are recovered, and appropriated, one half to the informer or person who will sue for or prosecute to effect for the same, the other half to the use of Dorchester county, any law to the contrary notwithstanding.

No person to make wears, &c.

C H A P. CXL.

An ACT to increase the powers of the high court of chancery.

Passed 20th of January, 1808.
Preamble.

WHEREAS it is represented to this general assembly, that the court of chancery has not the power to decree against parties who have been directed to produce books relative to disputes in said court, and who have neglected or refused to comply with such direction; therefore,

II. BE IT ENACTED, by the General Assembly of Maryland, That in any case where the chancellor has ordered, or may order, the production of books in the possession of any party in the said court, on the failure of such party to produce such books, so directed to be produced, by the day therein limited, or to shew sufficient cause for such failure, during the first four days of the succeeding term, or any other term that may be appointed therefor, the chancellor may, in his discretion, take the allegations in the bill of complaint of the party requiring the production of the said books, *pro confesso*, and decree *ex parte* in such manner as shall appear just and reasonable.

Chancellor may decree in certain cases, &c.

C H A P. CXLI.

A Supplement to an act, entitled, An act to establish a bank, and incorporate the subscribers thereto.

Passed 20th of January, 1808.

WHEREAS doubts are entertained whether the directors appointed on the part of this state in the Bank of Baltimore are entitled to the same rights, powers and privileges, with the directors chosen by the stockholders in the said bank; therefore,

Preamble.

II. BE IT ENACTED, by the General Assembly of Maryland, That the directors appointed on the part of this state shall have and enjoy all the rights, powers and privileges, which are possessed by the directors chosen by the stockholders of said bank.

Directors to enjoy certain rights, &c.

C H A P. CXLII.

A Further supplement to the act, entitled, An act relating to the public roads in Queen-Anne's county.

Passed 20th of January, 1808.

BE IT ENACTED, by the General Assembly of Maryland, That from and after the first Monday in April next, each and every person appointed a supervisor of any road in Queen-Anne's county,

Penalty on supervisors for refusing, &c.