

CHAP. 38.

terms of the said settlement, and hath prayed that the said powers may be granted to him; *and whereas*, the said petition appears to be reasonable:—Therefore,

Authority granted in the premises

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That James H. McCulloh, of the city of Baltimore, shall have full power and authority, by any last will and testament or other testamentary writing, duly executed, to pass real estate, to limit and appoint to any person or persons whatever, an estate in fee simple or any less estate in a house and lot described in a deed from Solomon Berkhead to James H. McCulloh, now deceased, bearing date on or about the sixteenth day of March, eighteen hundred and thirty-one, and recorded among the land records of Baltimore county in Liber W. G. No. 210, folio 290, &c. such estates, limitations and appointments to take effect only in the event of the death of John K. McCulloh, son of the said James H. McCulloh, without lawful issue before he attains the age of twenty-one years, but if the said John K. McCulloh should attain the age of twenty-one years, or should have lawful issue surviving him, then the limitations and appointments so made by the said James H. McCulloh shall be null and void and of no effect.

To take effect only in case

Otherwise void

Authorised to sell and invest

SEC. 2. *And be it enacted*, That the said James H. McCulloh, acting for himself, and as natural guardian of the said John K. McCulloh, shall have full power and authority to sell and dispose in fee simple of the house and lot in the first section mentioned, and invest the proceeds thereof in such property as he may think proper, to be settled and limited according to the provisions of this act of Assembly, and of the deed of settlement above mentioned; *provided*, that the sale and investment under this section be made under the direction of and with the approbation of the orphans' court of Baltimore county.