

CHAP. 142.

CHAPTER 142.

Passed April 29, 1852. *AN ACT to authorise the Commissioner of the Land Office, to issue a Warrant of Resurvey and Patent for certain Lands in Allegany county.*

Preamble.

WHEREAS, It has been represented to the General Assembly of Maryland, by David Woods, that he has an equitable title to a certain portion of a tract of land in Allegany county, in this State, called, "Western Connection," in virtue of a sale thereof made by the late Roger Perry, under a decree of the Court of Chancery, passed on the twenty-first day of July, in the year eighteen hundred and seven, upon a bill filed by the State of Maryland and others, creditors of a certain Gustavus Scott, deceased, at which said sale, a certain portion of of the said tract of land, was sold by the said Roger Perry, trustee, to one John McFadon, and whose title and interest in the same is represented to be now held and possessed by the said David Woods; *And whereas*, the petition of the said David Woods, that his equitable interest shall be converted into a legal title, is founded in justice, and ought to be granted; Therefore,

Authorised to issue warrant of resurvey.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That the Commissioner of the Land Office of Maryland, be, and he is hereby authorised and required to issue a warrant of resurvey to the surveyor of Allegany county, directing him to resurvey and lay out for David Woods, that part or portion of a tract of land situate in said county, called Western Connection, which was sold by the late Roger Perry, trustee, to a certain John McFadon, under authority of a decree of the Court of Chancery, bearing date on the twenty-first day of July, in the year eighteen hundred and seven, which said part of said tract of land is designated, by the trustee's report of the said Roger Perry made to the Chancellor, and the plats returned therewith, as the first division of the first part of Western Connection, containing eleven hundred and three acres, more or less.

To issue patent.

SEC. 2. *And be it enacted*, That upon the return of the certificate of the said resurvey, and after the same shall have remained for six months in the land office, it shall be the duty of the said commissioner to issue a patent upon the same to the said David Woods, if no caveat shall be filed during the said period, and in case a caveat shall be filed during the said period, the same shall be heard and decided in the usual