

CHAPTER 179.

AN ACT to authorise the Orphans' Court for Baltimore county to order a sale of part of the real estate in said county, of which Robert Turner, late of said county, died, seized. Passed Mar. 8, 1856.

WHEREAS, some of the heirs-at-law and devisees of Robert Turner, late of Baltimore county, deceased, by their petition to the Legislature have represented that said Robert Turner, by his last will and testament admitted to probate in the Orphans' Court for Baltimore county, on the 7th June, eighteen hundred and thirty-seven, directed that when his plantation should be sold, that his executrix should reserve the burying ground; and that it was so reserved, but that certain of the streets and avenues of Baltimore city are contemplated to be extended, which, when done, will be laid out over and through said burying ground; and in view thereof have prayed an act of Assembly to authorise the Orphans' Court to order a sale of said reserved lot; therefore,

SECTION. 1. *Be it enacted by the General Assembly of Maryland,* That the Orphans' Court for Baltimore county be authorised, upon the application of one or more of the heirs-at-law of Robert Turner, late of Baltimore county, deceased, to order a sale to be made (by the executrix appointed in said will of Robert Turner, or in case of her death or refusal to act, to appoint some other person so to do,) of the lot of ground in Baltimore county, part of the plantation of Robert Turner, reserved as the burying ground in the will of said Robert Turner; *Provided,* that before passing said order, the said Orphans' Court require the parties so applying for such order, to cause notice by publication in two newspapers, published in the city of Baltimore, for the space of six weeks, giving one insertion a week, of their intention to apply for such order at the expiration of three months from the date of such advertisement, and warning all persons interested to show cause, if any they have, why such order should not be passed by the said court; upon the expiration of which said three months, if no good and valid reason be shown to the Orphans' Court for Baltimore, why said burying ground lot should not be sold; then in such case