

DEC. SESS.
1815.

the mouth of Samuel Owing's lane, and thence running until it intersects another public road near Richard Owing's smith's shop, and the same when so surveyed and a plat thereof returned to Baltimore county court, to be recorded among the land records thereof, be and the same is hereby declared to be a public highway forever thereafter, and shall be kept in repair as other public roads in said county.

CHAPTER 45.

Passed Jan.
5, 1816.

Trustee.

An act for the benefit of the heirs of John Stevens deceased, of Worcester County.

SEC. 1. BE IT ENACTED by the General Assembly of Maryland, That the orphan's court of Worcester county be, and they are hereby authorised and empowered, if they think it will be advantageous to the heirs of John Stevens late of Worcester county deceased, to appoint a trustee to sell and dispose of their interest and title in and to the mills known by the name of the Nassongo mills, and the lands and lots thereto adjoining in Worcester county, at such time and upon such terms as shall be prescribed by the said orphan's court, and that upon the payment of the whole purchase money, the said trustee shall convey the said real estate to the purchaser or purchasers, which conveyance being duly made shall be sufficient to convey all right, title, claim and interest of in and to the said real estate, which the said John Stevens had at the time of his death, and which descended to his children.

Bond.

2. AND BE IT ENACTED, That the trustee to be appointed by the said orphan's court, before he proceeds to exercise any of the powers to be vested in him by virtue of said appointment, shall give bond to the State of Maryland, in such penalty and with such security as the orphan's court of said county shall direct, for the faithful performance of all and singular the powers by this act directed to be vested in him, which bond shall be recorded by the register of wills for said county, and the same or an office copy thereof may be put in suit by any person or persons interested in the performance of the condition of the same; *Provided always*, AND BE IT ENACTED, That no sale made by the trustee aforesaid by virtue of this act shall be good and valid until the same be approved of by the orphan's court aforesaid; and in case such sale shall be rejected by the said court, the said trustee shall proceed to sell again, and so from time to time until such sale shall be approved of by the said orphan's court.

Proviso.

Widow's dower.

3. AND BE IT ENACTED, That the said orphan's court be, and they are hereby authorised and empowered to ascertain the proportion of the proceeds of the sale of the said real estate which the widow of the said John Stevens shall have for her dower in the same, not more than the sixth nor less than the eighth thereof; and the said orphan's court are further authorised and empowered and directed to have the balance of the proceeds of said sale after deducting the widow's dower and expenses, invested in some safe and productive fund for the benefit of the heirs of the said John Stevens; or if the personal estate of the said John Stevens shall be insufficient to pay his debts, the judges of Worcester county court are hereby empowered on a bill filed by any creditor or creditors of said John Stevens, to decree that the nett proceeds of said sale shall be applied in

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