

C H A P.
LXXIII.
Creditors to be
consulted, &c.

XIV. AND BE IT ENACTED, That in all appointments of trustees under this act by the chancellor; in the room of any person before appointed, the chancellor shall consult the creditors, and govern himself by the choice of a majority of them in value, unless upon notice being given by public advertisement, or in such other manner as he shall think reasonable, the said creditors shall neglect to make such choice.

On payment,
&c. property
vested, &c.

XV. Whereas the said William Hammond, on the first of September, seventeen hundred and ninety, made his absolute deed to David M'Mechen, for one hundred acres of land, as appears by the said deed, but which deed was intended as a mortgage, and so declared by the said William Hammond and David M'Mechen, in a deed of trust from William Hammond to Richard Curson, and others, dated the thirtieth of April, one thousand seven hundred and ninety-one: And whereas the said William Hammond, on the twenty-fourth of January, one thousand seven hundred and ninety-one, made his deed of mortgage to the said David M'Mechen, as appears by the said deed: And whereas the said William, on the thirtieth day of April, one thousand seven hundred and ninety-one, made a deed of trust to Richard Curson, and others, as appears by the said deed: And whereas it is admitted by the said David M'Mechen, that all the said deeds were made and intended to indemnify the said David M'Mechen for all money that the said David M'Mechen was bound to pay for the said William Hammond to Michael John Harris, and to secure the said David M'Mechen a private debt due him from the said William Hammond, BE IT ENACTED, with the consent of the said David M'Mechen, That upon payment by all or any of the creditors of the said William Hammond, of such sum or sums of money as any two of three persons, to be appointed by the chancellor, shall adjudge to be justly due from the said William Hammond to the said David M'Mechen, for or on account of the bonds given by the said William Hammond, David M'Mechen and Thomas Yates, to Michael John Harris, and for and on account of a private debt alleged to be due from the said William Hammond to the said David M'Mechen, in one of the deeds aforesaid, in such case all the right, title and interest, of the said David M'Mechen, in the property mentioned in the deeds aforesaid, and all right, title and interest, in the proceeds of the same, shall cease, and be thereupon vested in the trustee of the said William Hammond, to be appointed by virtue of this act, for the benefit of his creditors, or such of them as shall make payment to the said David M'Mechen, as aforesaid.

S. Steward to
give farther se-
curity, &c.

XVI. AND, whereas it is represented to this general assembly, that the said Stephen Steward hath obtained letters of administration on the estate of his father, and given security that may become insufficient, and that the said Stephen Steward is in possession of a considerable real estate which belonged to his father, BE IT ENACTED, That before the said Stephen Steward shall be released, or have or receive any benefit by this act, that he shall give such farther and ample security for the administration of his father's estate, as the chancellor, on examination into the value of the said estate, and the sufficiency of the present securities, shall think proper, and shall also give such securities as the chancellor shall approve, that the said Stephen Steward, his executors or administrators, shall pay and satisfy the creditors of his father to the value of all the real estate descended to him, or so much thereof as may be necessary to pay all his father's debts, or that he will convey to a trustee or trustees, to be appointed by the said chancellor aforesaid, on behalf of the said creditors, all the real estate that hath descended to him as heir at law of his said father, for the use and benefit of the creditors of his father, with power to sell the said estate, or so much as may be necessary, on the terms, and according to the directions, of the chancellor, for the payment of the debts of his father, and in trust to pay the surplus (if any) to the said Stephen Steward.

C H A P. LXXIV.

Passed 30th of
Dec. 1791.

An ACT to settle and pay the civil list, and other expences of civil government, Lib. JG. No. 1. fol. 515.

C H A P. LXXV.

An ACT concerning petitions for freedom. Lib. JG. No. 1. fol. 516.

Repealed, by 1796, ch. 67: provided that all rights acquired under it shall not be thereby affected or impaired.

C H A P. LXXVI.

An additional supplementary act to the act, (a) entitled, An act to establish orphans courts in the several counties of this state. Lib. JG. No. 1. fol. 517.

(a) February, 1777, ch. 8.

Part of two acts
repealed, &c.

BE IT ENACTED, by the General Assembly of Maryland, That so much of the act of assembly, entitled, An act to establish orphans courts in the several counties of this state, and of the supplementa-
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