

ship continued until the third day of September seventeen hundred and seventy-five, when it was dissolved, and the same John Ashburner then was indebted unto the same James Gildart in the sum of eleven thousand pounds sterling; and that they the said John Ashburner and Thomas Place did purchase, for the benefit and interest of the said partnership, in fee simple, two lots of ground in Baltimore-town, on which considerable and valuable improvements have been erected for the benefit of the said concern; and a tract of land in Frederick county, called Speelbank farm, containing two hundred and forty acres; that the said John Ashburner died in the year seventeen hundred and eighty-three, having first made his will, and devised all his real property here to be sold as far as will pay his just debts, and after the payment of the same, the remainder of his said estate to his illegitimate children; and appointed executors in his said will, who have refused to act, and letters of administration with the will annexed have been granted to Thomas Langton, of Baltimore-town; and that the said John Ashburner, at the time of his decease, was indebted unto the same James Gildart a much greater sum than all his estate real and personal can discharge; and therefore the said James Wignell did pray, that an act might pass to enable him to sell all the real property of the said John Ashburner, and of Ashburner and Place in company, and to apply the sales thereof to the payment of the debts due from the said John Ashburner to the said James Gildart and others, and the residue (if any) to remain for the use of the children of the said John Ashburner, agreeably to his will; all which facts appearing to this general assembly to be true: Therefore,

II. *Be it enacted, by the General Assembly of Maryland,* That the said James Wignell shall be and hereby is authorized, under the direction of Richard Ridgely and John Weatherburn, of Baltimore-town in Baltimore county, after giving two months notice thereof in the Maryland Gazette, to sell and dispose of, at public sale, the following tract of land in Frederick county, to wit: All that tract of land in Frederick county called Speelbank farm, containing two hundred and forty acres, and the following lots in Baltimore-town, to wit: All that moiety of lot number five hundred and sixty-eight, on Hanover-street in Baltimore-town; and all that lot, number thirty, Baltimore-street in Baltimore-town; of which said tract of land and two lots aforesaid the said John Ashburner was seized at the time of his decease; giving six months credit for one third, twelve months for one other third, and eighteen months for the residue of the purchase money arising from said sales, the purchasers giving bonds with good and sufficient sureties for the payment of such purchase money; and on payment or sufficient security therefor, the said James Wignell is hereby authorized, with the consent and approbation of the said Richard Ridgely and John Weatherburn, in writing, to convey to the purchasers and their heirs in fee.

III. *And be it enacted,* That all the monies arising from such sales shall be applied by the said James Wignell to discharge the debt due from the said John Ashburner, and Ashburner and Place, to the creditors in this state or any of the United States, and the residue to the payment of the debts due to the said James Gildart and their other creditors in Great-Britain or elsewhere, and the balance (if any) shall be paid over to the devisees of the said John Ashburner, in such proportions as are directed by his will; and that the said James Wignell shall be, and hereby is, subjected to account for the money arising from said sales before the justices of the orphans court of Baltimore county, in the same manner as for other personal estate; and shall, before any sale, give bond, in such penalty and with such security as the said orphans court shall require, for the faithful discharge of the trust reposed in him by this act, and to comply with the directions thereof.