

1810. NOVEMBER.

L A W S OF M A R Y L A N D.

C H A P. XXIV.

Passed Decem-
ber 23, 1810.

An ACT to confirm an Act passed at November session, eighteen hundred and nine, entitled, An Act to alter all such parts of the Declaration of Rights, Constitution and Form of Government, as make it lawful to lay an equal and a general tax for the support of the Christian Religion.

BE IT ENACTED, *by the General Assembly of Maryland*, That an act passed at November session, eighteen hundred and nine, entitled, An act to alter all such parts of the declaration of rights, constitution and form of government, as make it lawful to lay an equal and a general tax for the support of the Christian religion, shall be and the same is hereby confirmed.

C H A P. XXV.

Passed Decem-
ber 23, 1810.

An ACT to appoint Thomas Harris, junior, of the City of Annapolis, Trustee for the sale of the Real Estate of John Gwinn, Esquire, late of the said City, deceased.

WHEREAS Elizabeth Gwinn, of the city of Annapolis, widow of John Gwinn, Esquire, late of the said city, deceased, and Thomas Harris, junior, of the said city, administrator of the goods and chattels of the said deceased, by their petition to this general assembly have set forth, that the said John Gwinn departed this life some time in the month of February, in the year of our Lord one thousand eight hundred and nine, intestate, leaving a large but unproductive real estate, lying in Anne-Arundel, Charles and Allegany counties of this state, which, since his death, hath descended to his children, John Gwinn and Elizabeth Gwinn, both of whom are minors under the age of twenty-one years; that the debts due from the said deceased exceed the amount of the personal property left by the said deceased; that the said personal property, except some few domestic slaves and household furniture, hath been sold by the administrator under and in virtue of an order of the orphans court; that the recovery of the debts due to the said deceased is wholly uncertain, and that the annual rent of the said real estate will by no means yield a sum sufficient for the support and maintenance of the widow and children of the said deceased, and for the education of the said children, there being no fund except a precarious one arising from the rent of the said real estate, from whence a support can be derived; that it will be more beneficial to the heirs of the said deceased to preserve that part of the personal estate remaining unsold, and sell the whole, or a great portion of the real estate, and the money arising therefrom, after paying the debts due, laid out in the purchase of public stock, or other permanent funds; and they have prayed that an act may pass appointing the said Thomas Harris, junior, trustee, with power to sell all or such parts of the said real estate, as to the chancellor shall appear best calculated to promote the interests of the said heirs, and to apply the proceeds thereof to the several objects in the said petition set forth; which being thought reasonable, therefore,

II.—BE IT ENACTED, *by the General Assembly of Maryland*, That Thomas Harris, junior, of the city of Annapolis, be and he hereby is authorised and fully empowered, as trustee, to sell and dispose of, at public sale, after such notice, and on such terms and conditions, as the chancellor may appoint and direct, all or such part or portions of the real estate of which John Gwinn, Esquire, late of the city of Annapolis, deceased, died seized, or to which he had any right or title, either a law or in equity, as to the chancellor shall appear best calculated to promote the interests of the heirs of the said deceased, and the same, when sold, and on the payment of the whole purchase money, and not before, to make over and convey, by good and sufficient deed or deeds, to the purchaser or purchasers thereof, and the money arising therefrom, after defraying all legal and necessary expenses attending the same, to apply as follow, to wit: To pay and discharge such sum of money as shall be decreed by the chancellor to Elizabeth Gwinn, widow of the deceased, as a compensation for her right of dower in the lands which may be sold; secondly, to purchase from the said Thomas Harris, junior, administrator of the said John Gwinn, deceased, such of the slaves, household furniture and personal estate, of the said deceased, as may be necessary for the convenience and accommodation of the family of the said deceased; thirdly, to pay such part of the debts of the said deceased as may remain unsatisfied, from the personal estate, and the balance of the proceeds of such sales, together with the personal property directed to be purchased from the said administrator, to pay over and deliver to the children of the said John Gwinn, if then of age, or to their guardian or guardians, for their use, or in case of the death of either of them, to the person or persons entitled by law to receive the same.