

C H A P. LXIX.

An ACT concerning a Road therein mentioned in Harford County.

Passed Decem-
ber 23, 1810.

WHEREAS it has been represented to this general assembly, by the petition of sundry inhabitants of Harford county, that a road laid out under a law of the last session of assembly, from Clark's Ford, on Deer Creek, to Lee's Quarter, has not been laid on as good ground as it might or could have been, and praying that a law may pass authorising them to change or alter the location thereof; therefore,

II. BE IT ENACTED, by the General Assembly of Maryland, That it shall and may be lawful for the said petitioners to make such alteration of the location of the road leading from Clark's Ford, on Deer Creek, to Lee's Quarter, as they in their judgment may think proper, provided they obtain the assent of the landholders over which the same may be laid, in writing, and pay all expenses appertaining thereto, and a plot thereof return to the clerk of said county, to be by him recorded.

C H A P. LXX.

An ACT annulling the Marriage of Ezekiel Walker and Anne Margaret Walker, of the City of Baltimore.

Passed Decem-
ber 23, 1810.

BE IT ENACTED, by the General Assembly of Maryland, That the marriage of the said Ezekiel Walker, and Anne Margaret Walker his wife, heretofore solemnized, be, and the same is hereby declared to be, absolutely, and to all intents and purposes, null and void; and the said Ezekiel Walker, and Anne Margaret Walker his wife, are hereby declared to be divorced *a vinculo matrimonii*; provided always, that nothing herein contained shall be construed to illegitimate the children of the said Ezekiel Walker, and Anne Margaret Walker his wife, born prior to the passage of this act.

C H A P. LXXI.

An ACT for the sale of part of the Real Estate of Lewis Bealmear, late of Montgomery County, deceased.

Passed Decem-
ber 24, 1810.

WHEREAS it hath been represented to this general assembly, by the petition of Elizabeth Bealmear, of Montgomery county, widow of Lewis Bealmear, late of said county, deceased, that the said Lewis Bealmear died intestate in the month of August, eighteen hundred and nine, leaving eight children, all of whom are young, seven of whom are now living; that at the time of his death the said Lewis Bealmear was seized in fee of about three hundred and seventy acres of land, and personal property that has since been appraised to a little more than three thousand dollars; that the said Lewis Bealmear some time before his death, purchased of his brother Samuel Bealmear, who resided in the state of Kentucky, certain tracts of land for which he was to pay fifteen hundred and fifty pounds, and to secure his brother in the payment of the money gave him a mortgage on the land so purchased; that besides the above-mentioned debt, there are others against the estate that will amount to nearly five hundred pounds, making in the total two thousand pounds; that if the whole of the personal estate should be applied to the payment of his debts there will still be a balance unpaid, for which part of the real estate must be sold; that it will be more beneficial to the infant children of the said Lewis Bealmear, that a part of his real estate should be sold, and to retain such a proportion of the personal property of the deceased as will be necessary for the cultivation of the residue of the real estate; and the facts stated in the said petition appearing to be true, and the prayer thereof reasonable, therefore,

II. BE IT ENACTED, by the General Assembly of Maryland, That Harry W. Dorsey, Robert P. Magruder and Basil Waters, of Montgomery county, or the survivor or survivors of them, be and they are hereby authorised and empowered, as trustees, to sell and dispose of such part of the real estate of the said Lewis Bealmear as in their judgment and opinion will conduce to the benefit of the children of said deceased, on such terms, and in such quantities, as to them may appear most for the benefit of all persons interested therein, and to make and execute a deed or deeds of conveyance for the land so sold by them, upon the receipt of the purchase money therefor; and the said trustees shall return to the orphans court of Montgomery county, an account of their proceedings under this act, and shall pay over to Samuel Bealmear, mortgagee of said Lewis Bealmear, or his agent, under the direction of the orphans court of Montgomery county, the money arising from the sale of any land sold by them in virtue of this act; provided, that if the amount of the sales of said land should exceed the sum of money due to the said Samuel Bealmear, with the legal interest thereon, then the said trustees, or the survivor or survivors of them, shall pay over the remainder to the administrator or administratrix of said Lewis Bealmear.