

DEC. SESS. 1815. children of said Henry Willis, shall be equally divided among the children of the said Willis, and if any of the said children should die before arriving at the age of twenty-one years and leaving no issue, that then and in that case the portion or portions of said child or children, shall be equally divided among the surviving children of the said Willis, in the same manner as the said lands would have descended if the same had not been sold; *Provided always*, that before the division of said surplus money, among the children of the said Henry Willis, by the said trustees, the chancellor shall appropriate out of said surplus money, such part or portion of it as in his judgment shall be adequate to the maintenance of the aforementioned Honer Willis, the mother of said Henry Willis, which part or portion of said surplus money shall be in lieu of all and any claim, of the said Honer Willis, in and to the lands hereby authorised to be sold by the aforesaid trustees.

Proviso.

#### CHAPTER 41.

Passed Jan. 4, 1816.

Right relinquished—distribution of nett proceeds.

*An act for the relief of the devisees of Thomas McCreery.*

Sec. 1. BE IT ENACTED by the General Assembly of Maryland, That all the right and title which the State of Maryland now hath by escheat in and to the property devised by the will of said Thomas McCreery, shall be and hereby is relinquished and released for the benefit of the devisees therein named, and that the legal title in all the said property shall be and hereby is vested in Nicholas Brice, his heirs, executors, administrators and assigns in trust, to sell the same and apply the nett proceeds thereof, under the direction and superintendance of the orphan's court of Baltimore county as is directed by the said will, and the said orphan's court are hereby authorised to direct the terms and manner of said sale, to ratify or reject the same, to allow reasonable commission to said trustee for his expense and trouble, and make distribution of the nett proceeds of said sale agreeably to the said will, and in case of the death of said trustee to appoint another fit person to act as trustee in the premises.

Bond.

2. AND BE IT ENACTED, That before the said trustee proceeds to make any sale, he shall give bond to the state of Maryland to be approved by and filed with the said orphan's court, in such penalty as said court shall direct, conditioned for his faithful performance of the trust aforesaid.

#### CHAPTER 42.

Passed Jan. 3, 1816.

*An act repealing the fourth section of an act entitled, an act to incorporate a company to make an artificial road by the nearest and best rout from the Philadelphia and Lancaster turnpike road, through the village of Strasburgh in Lancaster county, to the Susquehanna bridge at McCalls ferry, and from thence to the City of Baltimore.*

Section repealed.

SEC. 1. BE IT ENACTED by the General Assembly of Maryland, That the fourth section of an act entitled, an act to incorporate a company to make an artificial road by the nearest and best route from the Philadelphia and Lancaster turnpike road, through the village of Strasburgh in Lancaster county, to the Susquehanna bridge at McCall's ferry, and from thence to the city of Baltimore, in the words following to wit: "and be it enacted, that in Maryland said road shall