

Dec Ses 1824

first duly sworn or affirmed, before some judge or justice of the peace, faithfully and impartially to perform the duty required of them by such commission; and make a just and fair division and partition among the parties, according to the best of their skill and judgment; and authorizing them, or a majority of them, to go upon all the said lands and premises herein before described, both in Maryland and Delaware; and make a just and fair division and partition of the whole of said lands and premises as one estate; and as if all said lands and premises were in the state of Delaware, between or amongst the parties; and to make return of such division and partition, with a survey of the premises to be made by some skillful surveyor, appointed by the commissioners, or a majority of them; and to be first duly qualified as aforesaid; which said commissioners, or a majority of them, shall make return of said commission, with the division and partition by them made, certified under their hands and seals, or the hands and seals of a majority of them, to the Chancellor of the state of Delaware, according to the command of the said writ: and if such division and partition, be approved by the Chancellor as just and equitable, he shall thereupon enter a final decree, that the said division and partition shall remain firm and stable forever; and such proceedings and decree shall be good and effectual in law, and binding and conclusive among the parties; and all claiming by, through or under them, or any of them.

Record directed.

2. *And be it enacted*, That a copy of these proceedings in the court of chancery of the state of Delaware, and of the return of said commissioners, duly certified, under the seal of said court; and a duly certified copy of this act shall be recorded in the office of the clerk of the county court, for Cecil county, in the state of Maryland; and that in all courts of law and equity, the said record of proceedings and of said return; and of this act, or a duly certified copy thereof, shall be admitted as evidence of said partition, and of the matters and things therein contained.

CHAPTER 69.

Passed Jan. 26, 1825.

An additional supplement to the act entitled, "An Act to establish the line between Frederick and Washington counties," passed at November Session, 1810, chapter 6.

Preamble.

Whereas, by the original act, to which this is an additional supplement, the respective levy courts of Frederick and Washington counties, were directed to appoint three commissioners, each in their respective counties, to run and establish the line between said counties; and whereas the levy court of Frederick county, did appoint three commissioners agreeably to said act; but the levy court of Washington county, not having appointed commissioners, the object of the law was not carried into effect; and that at the December Session, 1823, chapter 60, a supplementary act, was passed, making it the duty of the levy courts of Frederick and Washington counties, to appoint three commissioners each, on or before the first day of June then next ensuing, in their respective counties, to carry into effect the object of the original act aforesaid, that the levy court of Washington county, agreeably to said supplement, appointed three commissioners, who with one of those appointed by