

lawful for the said court to appoint a trustee to sell the said lands on such terms as they may deem proper, which said trustee shall give bond to the state, with security to be approved by the justices of said Orphans court, in such penalty as they may direct, and conditioned for the faithful performance of the duty of the said trustee.

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3. *And be it enacted,* That the said trustee shall make return of his proceedings to the said Orphans court, who shall order and direct the application of the proceeds of sale, according to the proportions ascertained by the said valuation to the creditors of the said William Reynolds, the proportion which shall be due for the lands belonging to the heirs of said William Reynolds, and to the said Mary Reynolds, or to her representatives or assigns, the proportion which shall be due for the lands which now belong to her.

Proceedings.

4. *And be it enacted,* That on payment of the whole purchase money, and not before, the said trustee, or in case of his death previous to that time, such person as shall be appointed trustee in his place by the said court, shall and may, by a good and sufficient deed of bargain and sale, convey to the purchaser or purchasers, his her and their heirs and assigns, the lands to him, her or them sold, free, clear and discharged of all claim of the said Mary Reynolds, and the heirs or the creditors of William Reynolds deceased.

Deed.

CHAPTER 128.

An act for the relief of James McIntire, a convict prisoner in the jail of Allegany county.

Passed Feb. 22, 1825. Preamble.

*Whereas,* It has been represented to this General Assembly, that James McIntire of Allegany county, was convicted at the October term of Allegany county court, for the year eighteen hundred and twenty-four, of the receipt of illegal fees as constable within said county, and was fined in the sum of fifty dollars, and being unable to pay the said fine, was committed to the jail of Allegany county, until payment thereof, and whereas it is represented that the said McIntire is wholly without the means of paying the same; and if not released by the legislative interposition, must languish in said prison, useless to his family, and to the community, and a burthen to the county in whose jail he is confined; Therefore,

*Be it enacted by the General Assembly of Maryland,* That the said James McIntire, be, and he is hereby released and forever exonerated from the payment of the said fine, he the said McIntire paying the fees of officers which may have accrued on said prosecution.

Release.

CHAPTER 129.

An act to alter and abolish so much of the Constitution and form of government of the state of Maryland, as relates to the oath to be taken by the Senators and Delegates, previous to the election of Governor and Council.

Passed Feb. 21, 1825.

SEC. 1. *Be it enacted by the General Assembly of Maryland,* That so much of the twenty-eighth section of the constitution of the state of Maryland as requires of the senators and delegates before the election of governor or council, on oath "to elect with-

Oath repealed.