

consecutive years, it shall require an unanimous vote of the board to re-elect him; and in case of a failure so to re-elect him, the said board shall proceed to the election of some other competent person to discharge the duties of the office of treasurer, according to the provisions of this act.

CHAP. 4.

SEC. 4. *And be it enacted*, Any act inconsistent or repugnant to this act, be and the same is hereby repealed.

Repealed.

CHAPTER 4.

*An act authorising John Kendle to file a petition in the orphans court of Washington County, for certain purposes.*

Passed Jan. 5, 1847.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That John Kendle be, and he is hereby authorised to file a petition in the orphans court of Washington county, setting forth that a certain Jacob Boyer, late of Washington county, died some years since, leaving a will, wherein he appointed a certain John Boyer his executor, with full power and authority to dispose and make sale of his real estate; that the said John Boyer, in execution of his trust, sold to the said John Kendle a small tract of land, received the purchase money, and distributed the same among the parties entitled, as will more fully appear by accounts settled with the orphans court of Washington county; that the said John Boyer, executor as aforesaid, was duly authorised, on the payment of the purchase money, to execute a deed of conveyance for said tract of land; and that the said John Boyer has since died without having executed said deed.

Authorised to file petition.

SEC. 2. *And be it enacted*, That, if the orphans court of Washington county shall be satisfied of the truth and correctness of the matters and things to be contained in the said petition as aforesaid prescribed; that then the said court be, and it is hereby required to appoint a trustee, to execute a deed of conveyance to the said John Kendle for the said tract of land, which said deed when executed, shall be good and sufficient to all intents and purposes as if the same were regularly executed by the said John Boyer as executor.

Orphans court to be satisfied.