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notified to and confirmed by the confirmation of the sale as the whole of the purchase shall give to the purchaser or vendee, which shall be valid and confirmed in all the right and title of the said William Betts, in and to the purchasers of the same. That the said trustee shall on and after deducting therefrom the said court may think proper of the trustee in performance of this act, pay over to the guardian of the net proceeds of the mortgage of said lands, to be applied to the satisfaction of the orphan's court of said county and shall appropriate the net proceeds of the sale of his daughter Marcella's lands, in any way that he may think most advantageous for her use and

R 95.

Casson, and James Casson, William Casson, late of Caro-

the General Assembly of be lawful for the orphan's court to them made for that purpose a sale of all the right, title and interest of said James Casson and James Casson, in and to the said lands, in and to the said lands, supposed to contain the said lands, and conditions as shall appear to promote the interest of

That any sale made by the orphan's court of Caroline county aforesaid to and confirmed by the said court shall be made of the same.

That on the confirmation of the said sale, and upon the payment of the said sum to the trustee, and not before, the said trustee shall give by the trustee to the said John Casson, and the said John Casson shall be good and valid in law and title of the said John Casson and the same.

That the net proceeds arising from such commission and expenses to allow, shall be paid to the said John Casson, and shall be applied by him under the direction of the said court in the manner as they think will be most advantageous for the said John Casson and

That the trustee before his death of the property aforesaid, shall give by the trustee, and with such security as shall be required, a bond shall be lodged with

CHARLES RIDGELY, (OF HAMPTON) ESQ: GOVERNOR: 99

the register of wills for said county, and by him recorded among the records of the said orphan's court, and that suit or suits may be brought on said bond or any office copy thereof, by any person or persons interested in the same.

Dec. Sess.
1815.

CHAPTER 96.

A supplement to an act entitled, an act for the benefit of the heirs of William Ringgold of Kent County.

Passed Jan.
15, 1816.
Compensation.

Sec. 1. BE IT ENACTED by the General Assembly of Maryland, That the orphan's court of Kent county be, and they are hereby authorised and directed to allow to John Carvil Hynson, Junr. of Kent county, such sum of money as they may deem to be a just and reasonable compensation for his services as trustee, in making sale of certain real estate in the county aforesaid, belonging to the heirs of William Ringgold; the said sum of money so allowed to be taken from the proceeds of the sale of said estate.

CHAPTER 97.

An act to lay out and open a road in Frederick County.

Passed Jan.
16, 1816:
Commissioners—width & direction—plot.

Sec. 1. BE IT ENACTED by the General Assembly of Maryland, That Valentine Buckey, John Croinese, Isaac Hodges, John Gittinger and John Stull, or a majority of them be, and they are hereby appointed commissioners to survey lay out and open at the expence of the petitioners, or other persons interested therein, a road not exceeding thirty feet in width, in the best and straightest direction, taking all circumstances into consideration, from a point near John Croinese's farm, and the old glass works, thence by Frederick Clise's, Frey's and Donstone's mill to Ramsburgh's meeting house, pursuing the bed of the old road unless the public interest require a departure from it; and the said commissioners shall make out a plot of said road and return the same to the clerk of the county court to be recorded among the records of said county; and the road when so opened at the expence of the petitioners or others interested therein, and the valuation hereinafter directed to be made shall be paid, or secured to be paid to the individuals concerned, shall be thereafter deemed to be a public road forever, and shall be kept in repair in the same manner as other public roads are directed to be kept in said county.

2. AND BE IT ENACTED, That in case of death, resignation, disqualification, or refusal to act, of any of the commissioners aforesaid, the remaining commissioners or a majority shall and they are hereby authorised and directed to fill up such vacancy or vacancies.

Vacancies.

3. AND BE IT ENACTED, That the commissioners aforesaid or a majority of them, shall ascertain and value if required, what damages may be sustained by any person or persons over whose land the said road may pass by opening the same, and the valuation shall be made before the said commissioners or a majority of them shall proceed to open the said road; *Provided always*, that if any person or persons through whose land the said road may pass, or his, her, or their guardian or trustee, shall conceive themselves aggrieved by such valuation and assessment of damages by the said commissioners or a majority of them, it shall and may be lawful for any justice of the peace of the county on application of the party in-

Damages.

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