

The MARYLAND GAZETTE.

[XIXth Year.]

THURSDAY, December 1, 1763.

[N^o. 969.]

ALL Persons Indebted to the Estate of Messrs. William Chapman, senior, and William Chapman, junior, are requested to make immediate Payment to my Brother Thomas Gaffaway: All those who have any Claims against the Estate of the said William Chapman, junior, are desired to send in their Accounts, legally proved, to the said Thomas Gaffaway, who is fully empowered to manage and settle all my Affairs; and I do hereby declare, that all Business which shall be transacted by him, on my Account, shall be as good and firm as if done by myself.

ARNE CHAPMAN, Administrator of Wm. Chapman, senr. & junr.

Upper-Marlbrough, October 1, 1763.

THE Subscriber intending to Europe in the Spring, has to Let his Dwelling-House and Out-Houses, with his Meadows, near the Landing: To save Trouble none need apply but of a genteel Family.

A Person very well Qualified to take Charge of a Merchant Mill, and the Meadows adjacent (unless a good Chap offers to Rent them) will meet with Encouragement.

Some valuable House Slaves, and Variety of Household Furniture, to be Sold, and a genteel Chariot, with Harness for Four Horses.

For Terms apply to D. CARROLL

LEFT in the LAND-OFFICE, the beginning of last Month, a Green PURSE, with some GOLD and SILVER in. The Owner may have it again on proving Property, and paying the Charge of this Advertisement.

WILLIAM LOGAN, Barber, Peruke-Maker, Hair-Cutttr and Dresser, who served his Time with Mr. Andrew Buchanan,

BEING now out of his Servitude, has set up his Business, at the Barber's Pole, near Nathans Hammonds on the Dock in Annapolis, where any Gentlemen or Ladies, may depend on being as well suited as in London, with the greatest Dispatch, and at the cheapest Rates: He has a Quantity of the best Hairs, and the newest Fashions as late as March last.

WANTED in VIRGINIA,

A MILLER that understands keeping a good Mill in Order, and understands grinding Wheat in the best Manner for making Flour, for the West-India Market.

Enquire at the PRINTING-OFFICE.

TO BE SOLD,

A TRACT of LAND called *The Plain Parian*, commonly called *Hammonds Quarter*, containing 1580 ACRES, lying on the main Road leading from Baltimore-Town to Frederick-Town, about 14 Miles from the former. The Soil well adapted to Farming, and convenient to a Merchant Mill. The whole will be sold together or in Lots of 300 Acres, as may suit the Purchaser. For Terms apply to

ALEXANDER LAWSON

TO BE SOLD,

For Bills of Exchange, Sterling, or Current Money. ABOUT Five Hundred ACRES of LAND, Part of a Tract of Land (where Neal lives) called *Hard to Get and Dear paid for*, lying in Anne-Arundel County, near Elk-Ridge, and the main Road from Annapolis to Frederick-Town. For Title and Terms apply to

THOMAS, SAMUEL, & JOHN SNOWDEN

TO BE SOLD,

PART of a TRACT of LAND, called *Walden*, lying near Mr. Fielder Gault's Mine, in Frederick County, containing 57 Acres. For Title and Terms apply to BENJAMIN HARRISON, Son of Francis, in Prince-George's County.

JUST IMPORTED

From LONDON, and to be Sold by the Subscriber, his Store in ANNAPOLIS, very cheap, for Cash.

A LARGE Assortment of European and India GOODS, suitable to the Season. Also good West-India RUM by the Hoghead. BENNETT & CO.

Printed, in Charles-Street. All Persons

ADVERTISEMENTS of a moderate Length: And Long Ones in Proportion.

By the LOWER HOUSE of ASSEMBLY.

Nov. 22, 1763.

ORDERED, That Mr. JONAS GREEN do Print in the Maryland Gazette, the Act for the speedy Recovery of small Debts out of Court, before one Justice of the Peace, which was Passed this Session. Signed per Order,

M. MACNEMARA, Cl. Lo. Ho.

An Act for the speedy Recovery of small Debts out of Court, before one Justice of the Peace.

WHEREAS the Recovery of small Debts before one Justice of the Peace, out of Court, has been found a great Satisfaction and Ease to the good People of this Province, and

that the Jurisdiction of one Justice of the Peace, by the Law heretofore made is not sufficiently extended to suit their Convenience and Benefit: It is therefore humbly prayed that it may be Enacted,

And be it Enacted, by the Right Honourable the Lord Proprietary, by and with the Advice and Consent of his Lordship's Governor, and the Upper and Lower Houses of Assembly, and the Authority of the same, That in all Cases where the real Debt, or

Damage, doth not exceed Six Hundred Pounds of Tobacco, or Fifty Shillings Current Money, it shall and may be lawful for any one Justice of the Peace, of each respective County wherein the Debtor doth reside, to try, hear, and determine the Matter of Controversy, between the Creditor and Debtor, and upon full Hearing of the Allegations and Evidences of both Parties, shall give Judgment according to the Equity and Right of the Matter, and if Need be, charge the Constable with the Body of the Debtor in Execution, who shall be hereby obliged and empowered to carry the Person so committed, to the Sheriff of the County, together with a Certificate or Mitimus from such Justice, wherein shall be certified the Debt and Cost whereof such Person shall be convicted, by him to be safely kept, until Satisfaction, or other End hereof, or otherwise; that such Justice, or any other Justice of the Peace for the same County, shall, within Twelve Months from the Time of the Rendition of said Judgment, award Execution thereon (directed to the Sheriff of the County) by Warrant or Mitimus, in the Nature of a *Capias ad satisfaciendum, Fieri facias*, or otherwise, and in Case upon the Return of any Warrant, or Complaint issued by any such Justice, it shall appear that the Person against whom the same shall be issued is not to be found, it shall and may be lawful for the Creditor to proceed, in the several and respective County Courts, for obtaining an Attachment, according to the Directions of the Act for issuing out Attachments in this Province, and limiting the Extent of them, against the Goods, Chattels, and Credits of such Persons, for any Debt exceeding One Hundred Pounds of Tobacco, or Ten Shillings in Current Money; any Act, or Statute to the contrary, notwithstanding.

And whereas many Times Witnesses may be wanting, or the Parties not prepared, to make good their Allegations immediately on the Appearance of a Defendant; so that a further Time may be necessary to examine into the Matter of Controversy: Be it therefore Enacted, That when any Defendant shall be brought on a Warrant, before one Justice of the Peace, such Justice may, if he in his Discretion shall think fit, give and allow to the Defendant a future certain Day, not exceeding Ten Days, to appear before such Justice, or any other Justice of the same County, at a certain Place to be appointed, to answer unto such Warrant, such Defendant giving good and sufficient Security, if such Justice shall award it necessary, by Way of Recognizance, in the Nature of Bail, for the Defendant's Appearance at the Time and Place appointed, and paying what he shall be condemned on the said Warrant, or surrendering his Person in Prison in Satisfaction thereof, or in Default of the Defendant's giving such Security, to commit the Defendant to the Sheriff's Custody, till he give such Bail; and if the Defendant shall not appear at the Time and Place appointed, Judgment may be rendered against him, on such Default,

or on an *ex Parte* Hearing, if the Justice does not see Cause to the contrary, and if Judgment shall be in any Manner rendered against the principal Debtor; and he does not pay such Condemnation, or render himself on Execution, to be issued returnable at the End of Thirty Days from the issuing thereof, a Warrant shall and may be issued, and Recovery and Execution had against such Bail, in the same Manner as against principal Debtors: Saying to such Bail all Manner of Defence that Special Bail in Courts of Law are intitled to on the Return of the first or second *Scire facias*, and the Liberty of delivering up the principal Debtor, on the Return of such Warrant, on Payment of Costs on the same Warrant.

Provided always, and it is hereby Enacted, That the Constable shall give Notice to the Plaintiff, or his Agent, where either of them lives in the same Hundred, of the Time and Place he intends to carry the Defendant before a Justice; and in Case neither the Plaintiff, having Notice as aforesaid, nor any Person for him, nor the Plaintiff, nor any Person for him, when such Plaintiff lives out of the same Hundred and hath not appointed any Agent in that Business, with or without Notice, shall appear on the Return of the Warrant, or shall make Default in not appearing at the Time and Place appointed, when there shall be an Appointment by the Justice of a future Day for an Hearing, the Justice before whom any Defendant shall be brought on a Warrant as aforesaid, or before whom he shall appear on an Appointment as aforesaid, shall and may hear and determine the Matter of Controversy *ex Parte*.

And be it further Enacted, That from and after the End of this present Session of Assembly, it shall and may be lawful for the Justice before whom any such Judgment is had, or any other Justice of the Peace of that County, to take a *Superfideas* of such Judgment, in the same Manner, and for the same Time, as is by Law directed for any Two Justices to take of any Judgments, or Executions on Judgments, rendered in the several County Courts of Law of this Province.

And be it likewise Enacted, That the Justices of the several County Courts within this Province, shall not hold Plea in the said Courts, of any Debt or Damage which shall not exceed Six Hundred Pounds of Tobacco, or Fifty Shillings in Current Money; any Law, Usage, or Custom, to the contrary, notwithstanding.

And be it likewise Enacted, That an Act of Assembly, made at a Session of Assembly, held at the City of Annapolis, on the Twenty-sixth Day of April, Anno Domini Seventeen Hundred and Fifteen, entitled, *An Act for the speedy Recovery of small Debts out of Court, before a single Justice of the Peace*, be, and is hereby abrogated, repealed, and made void.

Provided always, That in Case either Plaintiff or Defendant shall think him or herself aggrieved, by the Determination of any Magistrate, where the Sum shall exceed Thirty-three Shillings and Four-pence, or Four Hundred Pounds of Tobacco, he or she shall be at Liberty to appeal to the next County Court, before the Justices thereof, who are hereby, upon the Petition of the Appellant, in a summary Way, to hear the Allegations and Proofs of both Parties, and determine upon the same, according to the Equity and Right of the Matter, the same Court in which the said Petition shall be exhibited, without any further Continuance or Delay, unless it shall appear to the Satisfaction of the said Court, that further Time ought to be given to the Party applying for the same, to enable the said Court to determine the Cause, according to the Equity and Right of the Matter.

Provided also, and be it further Enacted, That no Execution upon any Judgment, to be rendered by any Justice, shall be stayed or delayed, or any *Superfideas* upon such Judgment granted upon any Appeal, unless the Person appealing, or some other on his or her Behalf, shall immediately upon making such Appeal, enter into Bond with sufficient Sureties, such as the Justice by whom Judgment shall be given, shall approve of, in double the Sum recovered, with Condition, that if the Par-

ty appealing, shall not prosecute his Appeal at the next County Court, with Effect, according to the Directions of the Act, entitled, *An Act for the speedy Recovery of small Debts out of Court, before one Justice of the Peace*, and also pay and satisfy the Party in whose Behalf the Judgment of the Justice shall be given, his Executors, Administrators, or Assigns, in Case the said Judgment shall be affirmed, as well the Debt, Damage, and Cost, adjudged by the Justice from whose Judgment such Appeal shall be made, as also all Cost and Damage that shall be awarded by the Court before whom such Appeal shall be heard, tried, and determined, then the said Bond to be and remain in full Force and Virtue, otherwise to be of none Effect.

This Act to continue for Three Years, and unto the End of the next Session of Assembly, which shall happen after the Expiration of the said Three Years.

B E R L I N, August 16.

THE fatal Consequences of the great Bankruptcies which have happened at Amsterdam, have been felt here. The Eyes of every Body are now fixed upon the Sieur Godskofsky, who, on Account of his very extensive Commerce, must, if he fails, draw many along with him. The King is taking the utmost Pains to save him, and on this Account his Majesty has directed Messrs. Schikler and Schutz, two eminent Bankers of this City, to inspect his Books, which they have been three Days about, and made their Report Yesterday; the Event of which the Public is very impatient to know. What adds to the Calamity of the present Crisis is, that many private People, in order to secure their Money, used to lodge it in the Hands of the eminent Merchants, many of whom are now on the Brink of Ruin: But it is the general Opinion, that if the Sieur Godskofsky stands his Ground, many others will be enabled to do the same.

We learn from Magdebourg, that Mr. Bachman, an eminent Merchant there, for whom every Body was under great Apprehensions, has made up his Affairs in a very satisfactory Manner. Some of our Bankers have determined to send Sums of Money into Holland, in order to have a Fund there to support their Credit.

The Fate of the Hamburgers is still more deplorable. Mess. Ephraim and Itzig, very eminent Jew Merchants here, in order to support some of them, sent the Day before Yesterday, under a strong Guard, 3,000,000 of Crowns.

Hamburg, August 19. Most of the Merchants who have declared themselves insolvent, have petitioned the Senate to spare them the mortifying Circumstance of having Assignees appointed for the Management of their Affairs, as is usual on such Occasions; but it is not yet known whether this will be agreed to. It is to be feared that some Merchants must have concealed considerable Sums, with a View of Living in Opulence hereafter, as without something of this Kind the Bankruptcies could not have been so general, nor so important.

Paris, Aug. 26. It is said that a Resolution has been taken to send all the Negroes out of the Kingdom, since they increase in such a Manner, that there are at this Time upwards of a thousand Negroes and Mulattoes in the Foundling Hospital in this Capital. The Nobility have Orders to give in an Account of those which are in their Service.

L O N D O N, August 4.

A new Plan has appeared at Paris for paying off the Debts of the State. It is a Lottery of 600,000 Tickets at 100 Louis each; wherein there is to be one Prize of 20,000,000 Livres, two of 10,000,000, &c. &c. This Projector supposes that there are in the Kingdom 600,000 Persons able to bear, even for their Pleasure, a Loss of 1400 Livres.

Extract of a Letter from Hamburg, July 19. We have just received here from a good Hand, an astonishing Piece of News. It is, that the Sultan of Constantinople has nominated an Ambassador to the King of Prussia. It is well known that