

open spare Places left, whereon may be erected Church, Chapel, Market-house, and other public Buildings, and the remaining Part of the said 100 Acres, as near as may be, into 100 equal Lots, marked on Posts or Stakes towards the Streets, &c. with N^o 1, 2, 3, &c. to 100. (5.) The Owner of the Land to have his first Choice for one Lot, after which the remaining Lots may be taken up by others, but no Person to purchase more than one Lot during the first Four Months after laying out such Port or Town; and the Lots to be purchased by Inhabitants of the respective Counties; but if not taken up by such Inhabitants within Four Months, then such Lots may be taken up by any Persons whatsoever, paying the Owner proportionably for the same. (6.) If the Owners of such Land should refuse to make Sale thereof, or through Non-age, &c. or other Impediment, be disabled to sell, the Commissioners of the respective Counties impowered to cause a Jury to be summoned and empannelled by the Sheriff, to value such Lands upon Oath; and the Sum of Tobacco, adjudged by such Jury as the Worth of the Land, to be paid to the Owners, &c. by Persons taking up Lots, proportionably to their said Lots. (7.) Persons making Choice of any Lot, so laid out, and making Entry thereof with the Person appointed by the Commissioners to keep the Book for Entry of such Lots; and paying or giving Security for Payment of the Sum rated upon such Lot, by Direction of the Commissioners, or Jury, and payable to the Owner of the Land; and on such Lot, so as aforesaid taken up, building one sufficient Twenty Foot square House at the least, within Twelve Months after taking up such Lot, to be held of his Lordship, &c. to such Taker-up and Builder, his Heirs and Assigns for ever, at and under the yearly Rent of One Farthing Current Money of this Province for each respective Lot, the Land being under old Rents; and One Half-penny for each Lot where the Land was taken up by new Rents: And the same or any other Building, or Manner of settling upon such Lot, according to the Direction of this Act, shall invest the said Taker-up and Builder upon such Lot, his Heirs and Assigns, of a good indefeasible Estate of Inheritance to him and his Heirs for ever, and shall bar the Owner or Owners, or any Person interested in the said Land, whether living within or without the Province, and even the Lord Proprietary, his Heirs, &c. saving the Rents in this Act reserved to his Lordship, &c. and the Tobacco to be paid by such Builder and Taker-up as aforesaid, to the Owner of the Land: And likewise upon Tender of Payment, and Refusal to accept thereof, with Proof of such Tender and Refusal, such Building as aforesaid, shall be binding, to all Intents and Purposes, against the said Parties, their Heirs, &c. so as aforesaid refusing, or others claiming any Title or Interest in the said Lands and Grounds, and shall be full Authority to the said Commissioners, or major Part of them, to cause the same to be converted to the Uses and Purposes aforesaid. (8.) The Commissioners to nominate a fit Person, to keep a Book to enter down their Proceedings, and each Person's Choice of any respective Lot, that thereby it may appear what Lots are taken up, and what remain undisposed of. And in case of any Difference arising about taking up the said Lots, or other Matter referring to the Execution of this Act, the Judgment of the Commissioners in each respective County to be final. (9.) In case the Takers-up of such Lots refuse or neglect to build thereon within the Time by this Act appointed, then may any other Person enter upon such Lots not built upon, paying such Sum of Tobacco; as was first set and assessed upon such Lot, to the Commissioners, or other Person by them appointed thereto, for the public Use of such Town, wherein such Lots shall be taken up the second Time: Provided such second Taker-up shall build and finish, within one Year after such his Entry made, such House as is in this Act before limited and appointed to be built by the first Taker-up; Which House so built, shall give and settle as good Estate, to all Intents and Purposes, to such second Taker-up, as is by this Act settled upon the first Taker-up and Builder, subject to the same Rents, &c. (10.) In case any Lots be neglected to be taken up during Seven Years after Publication of this Act, then shall the Owners of the Land be possessed and interested in such Lots, as in their first or former Estate. (11.) Nothing in this Act shall oblige any Persons whatsoever, their Heirs or Assigns, that formerly have taken up and built upon any Lots in the Ports, Towns, or Places aforesaid, by virtue of any former Law, to take up such Lots anew, but they, their Heirs or Assigns, may have, hold and enjoy the same, as if this Act had never been made.

C H A P.
XIV.

At a Session of ASSEMBLY begun and held at the ¹⁷⁰⁷
City of *Annapolis*, in the County of *Ann-Arundel*,
on the 26th Day of *March*, and ended the 15th
April, in the 6th Year of the Reign of our Sovereign
Lady ANNE, Queen of *England*, &c. Annoq;
Domini 1707, were enacted the following Laws.

JOHN SEYMOUR, Esq; Governor.

C H A P. I.

An Act for the Attainder of Richard Clarke, of Ann-Arundel County. Lib. Passed 15th
LL. N^o 3. fol. 273. April 1707.

N. B. The Act sets forth, that the said *Richard Clarke* having obstinately refused to surrender himself to Justice, &c. (see the Act of 1705, ch. 5.) and charges him with various treasonable and seditious Practices and Intentions, forging of Dollars, &c. The said *Richard Clarke* is therefore hereby convicted and attainted of High Treason, shall suffer Death, &c.