

C H A P.
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state, the governor and council may appoint a fit and proper person to sell the same at public sale, upon such notice, and upon such terms, as they shall direct; and the said person so appointed, before he proceeds to act, shall give bond to the state, with sufficient security, conditioned for the faithful performance of the duties required of him, and shall take bonds to the state, with good and sufficient security, to be approved of by the treasurers of the respective shores, if such sale shall be directed to be on a credit, which shall in no case exceed two years, and the bonds, when taken, shall be deposited with the treasurer of the western shore, and reported by the treasurer to the next general assembly thereafter.

Direct the at-
torney-general,
&c.

VI. AND BE IT ENACTED, That in all cases in chancery where no compromise is effected, the governor and council shall be and they are hereby authorised and empowered to direct the attorney-general to prosecute and defend the same to immediate final decision, and in cases of difficulty, to direct aid to the attorney-general, by employing any person to attend to surveys where necessary, or otherwise to assist in the prosecution or defence of said suits, to be paid out of the contingent fund of five hundred pounds.

Direct process
to issue, &c.

VII. AND BE IT ENACTED, That if any bond debtor to the state for confiscated property, or otherwise, shall neglect to make payment agreeably to the condition of his bond, and sundry resolves of the general assembly, the governor and council may direct process to issue for the whole principal and interest then due, or may proceed on any execution against any state debtor already issued, and served and suspended, as occasion may require, or may direct any execution to be delayed as long as they may think expedient and necessary; and no process shall issue against any of the public debtors unless by the direction of the governor and council; and all sales of property taken by *feri facias* at the suit of the state, may be suspended by the governor and council from time to time, as they may think most to the advantage of the state, and may direct executions against the body of any state debtor to be entered "not called by consent."

May com-
pound, &c.

VIII. Whereas many persons have made discoveries of British property, confiscated property, or property liable to confiscation, to the governor and council, the late intendant, and late agents of the state, and have made application to purchase the same upon the terms held out by law to the discoverers: And whereas there is no person invested with authority to estimate the value, or fix a reasonable price for the said property, and to compound with the person or persons making such discovery, or with the person or persons applying to purchase the same, BE IT ENACTED, That the governor and council be and they are hereby empowered to compound with all persons who have heretofore made discovery of British property, confiscated property, or property liable to confiscation, either to the governor and council, the late intendant, or any of the state agents, and to allow not exceeding one third of the value of such property to any person or persons having made such discovery, and who shall make application to the governor and council on or before the first day of May next, to compound for and purchase the same, and the said governor and council are hereby authorised to dispose of such property to such applicants, and take bonds with good and sufficient security, to be approved of by the treasurer of the western shore, for the purchase money, bearing interest, payable to the state at the periods that may be agreed on.

And sell the
state's right,
&c.

IX. BE IT ENACTED, That if such discoverers shall not make known to the governor and council the title of the state to the property aforesaid, on or before the first day of May next, or shall refuse or neglect, on or before that day, to agree for the purchase of the same, that then the governor and council shall be and they are hereby authorised to sell and dispose of the state's right to the said property to any person or persons applying to purchase the same, or may appoint a fit and proper person as aforesaid, who shall give bond as aforesaid, to sell the same at public sale in the manner as is herein before directed, without making such discoverers, who refuse or neglect as aforesaid, any compensation.

Persons pur-
chasing may
prosecute, &c.

X. AND BE IT ENACTED, That it shall and may be lawful for any person or persons purchasing as aforesaid any confiscated British property under the authority of this act, to prosecute any suit or suits, either in law or equity, in the name of the state, for recovery of said property for their use; provided that the said state shall not be liable to pay any costs incurred in prosecution of said suits, but that the same shall be paid by the person or persons for whose use said suits shall be prosecuted; and provided also, that in all such sales, so to be made by the governor and council, or under their direction and appointment, it shall be made known, and it shall be a condition thereof, that they only sell the right of the state thereto, and that the state doth not guaranty the title to the same, or any part thereof, but that the purchase must be in all respects at the risk of the purchaser.

XI. AND