

certain tracts of land called Warburton Manor and Frankland, lying in said county, as liable to confiscation, being the property of a certain Thomas Digges, of Great-Britain, but no proceedings have yet been had to ascertain the right of the state to the said land: And whereas it is represented, that the said Thomas Digges performed sundry services and acts of friendship to the citizens of America during the late war with Great-Britain, which entitled him to the indulgence of the legislature, in case the nature of the said services should not come within the provisos and exceptions of the act for confiscation, passed at October session, seventeen hundred and eighty;

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II. *Be it enacted, by the General Assembly of Maryland,* That the attorney-general of this state, upon application of the said Benjamin Brookes, be and he is hereby directed to bring an action of ejectment, in the name of the said state, for the recovery of the said lands, by whatever names they may be known and distinguished, agreeably to the title and interest of the said Thomas Digges therein, and that if the said lands be recovered, and judgment thereon entered in favour of the said state, that then, and after the said judgment, two thirds of the said lands be given up and relinquished to the said Thomas Digges, leaving one third as a compensation for the informer above mentioned.

Attorney-general to bring an action, &amp;c.

III. *And be it enacted,* That in case of recovery as aforesaid, the said lands shall be laid off and divided into three parts, as equal in quantity and quality as may be, by three persons to be appointed by the general court, after the said recovery, and that upon a return of the said division to the general court, under the hands and seals of the persons making the same, a writ may issue therefrom, directed to the sheriff of Prince-George's county, reciting this clause of this act, to put the said Benjamin Brookes into possession of such part of said lands as by the said persons, so as aforesaid appointed, shall be allotted to him, to be held by the said Benjamin Brookes for such term and interest as the said Thomas Digges had therein, and the state acquired by the act of confiscation aforesaid; provided always, that if the said Thomas Digges, or any person on his behalf, shall make any compromise with the said Benjamin Brookes, so as to procure from him, the said Benjamin, and lodge with the governor and council, a release on his part of all his right, title and claim, on account of the information so given as aforesaid of the said property, that in such case the right of this state be thereupon absolutely given up and released to the said Thomas Digges, and the directions herein contained, in regard to the ejectment to be brought, shall be considered as void, and the said ejectment, if commenced before such compromise, shall be discontinued, on the payment of all costs accrued to the state.

Lands to be laid off, &amp;c.

IV. *And be it enacted,* That the said suit shall be prosecuted wholly at the expence of the said Benjamin Brookes, who shall be liable for costs to the defendant or defendants in case of a failure of the said suit, and judgment may be rendered against him for the same, and execution had thereon, if necessary.

Suit to be prosecuted at B. Brookes's expence, &amp;c.

## C H A P. LXXVII.

A Supplement to the act, entitled, An act to establish a bank in the district of Columbia.

Passed December 24.

**W**HEREAS the bank of Columbia consists of ten thousand shares of one hundred dollars each, and forty dollars on each share hath been actually paid, and the residue is liable to be called for in payments of ten dollars every year until the whole shall be completed: And whereas it is represented, by the memorial of the president and directors of said bank, that foreigners, and others, are prevented from purchasing stock in said bank, because a failure in making regular annual payments, as prescribed by the incorporating act, occasions a forfeiture of all precedent payments, and may eventually prove injurious and oppressive to many of the stockholders, and that the said stockholders are desirous of obtaining an act of the legislature, to enable such of them as are desirous of paying in the whole of their subscriptions may be authorised to

Preamble.