

XXVI<sup>th</sup> YEAR.]

T H E

[No. 1318.]

# MARYLAND GAZETTE.

T H U R S D A Y, D E C E M B E R 13, 1770.

To be LET on reasonable Terms, and entered immediately,

**T**HE Tenement in Upper-Marlborough, late in the Possession of William Urquhart. The Conveniences of the House, Garden, Paths, Ground, &c. together with Mr. Benjamin Brookes leaving off keeping Publick-House, make reasonable to expect any Person well qualified in that Business, would meet with good Encouragement. There is about £ 70 of Furniture in the House, consisting of Beds, Chairs, Tables, &c. which will be fold on reasonable Terms. For other Particulars apply to DANIEL CARROLL

**T**HIS is to give Notice, that the Stay-making Business is carried on in London-Town as usual, where Ladies can be supplied in the best and neatest Manner, as I have purchased a Quantity of Materials for that Purpose, and am in hopes when the Stays are delivered, the Money will be returned, which will enable me to carry on the Business, and to comply with Orders to the Satisfaction of those who may be pleased to employ me, which will greatly oblige,  
*Their most humble Servant,*  
ELIZABETH FERGUSON

**N**OTICE is hereby given, to all Persons who have any just Claims against the Estate of Mr. Nathaniel Adams, deceased, to bring them legally proved, and those that are indebted to the said Estate, are desired to make Payment, that the Administratrix may be thereby qualified to deal with the Commissary.

**G**RACE ADAMS, Administratrix.  
N. B. There is to be sold belonging to the said Estate, One Negro Man, a Blacksmith by Trade, and Three white Servants. Any Person inclining to become a Purchaser, are desired to apply to the Administratrix, or to the Printer.

**F** O R S A L E  
**L**UMPING Parcel of GOODS, which will be sold cheap, for Bills, Cash, or Tobacco, on Patowmack, in Maryland, consisting of Goods well assorted, within the Association of Maryland, to the Amount of Four Hundred and Thirteen Pounds first Cost. For Terms apply to the Subscriber at Bladenburg.

ANDREW LEITCH.

**T**WENTY DOLLARS REWARD.  
**R**AN away from the Subscriber, living in Annapolis, about the 13th of August last, a convicted Servant Man, named JOHN SHIELDS, alias JOHN WILSON, a Scotchman, about Thirty Years of Age, Five Feet Eight or Nine Inches high, round shouldered, of a dark Complexion, has a black Beard and black Hair, is bald on the Top of his Head, wears some Hair tied on with a String, in order to conceal it; he talks very broad Scotch: Had on and took with him a blue Cloth Coat, striped Waistcoat, Osnabrig and white Shirts, Country made Shoes, Worsted Stockings and Felt Hat. It is probable he will change his Dress and forge a Pass. Whoever apprehends the said Servant, and secures him in Jail, that I may get him again, shall receive Five Pounds Reward, if taken in the Province of Maryland, and Twenty Dollars if out of the Province.

JOHN DORSEY.

**T**HE Subscriber takes this Method of acquainting his Friends and the Publick, that he has now for Sale, at Mr. James Harris's Store, the Third House above the Market-House in Baltimore-Town, all Sorts of manufactured Tobacco of the best Quality, both for Chew and Smoak; Country made Snuff of many Kinds, equal to any manufactured on this Continent, viz. Plain Scotch, high Toast, Rappee and Spanish.

As he purposes to keep a constant Supply of these Articles, both at Bladenburg (where the Manufactory is still carried on) and at Baltimore, he requests all those who will favour him with their Custom, either in the wholesale or retail Way, that they will direct their Orders to Mr. James Harris, Merchant in Baltimore, and those who are most convenient to Bladenburg, to apply to the Manufactory himself.

He will sell by private Contract, Two well improved Lots in George-Town, Frederick County.

RICHARD THOMPSON.

N. B. Five Shillings per Dozen ready Money, for Snuff-Bottles, both at Bladenburg and Baltimore.

**E** GREEN, at the PRINTING at 12s. 6d. a Year; ADVERTISEMENTS, each Week's Continuance. Long Ones ready Printed, most kinds of BLANKS, several Sorts, with their proper BONDS, in the Manner of PRINTING-WORK performed

by the LOWER HOUSE OF ASSEMBLY, ORDERED, That the Bill, entitled, *An Act to redress the Evils arising from the Variation of the Compass, in surveying Lands*, be immediately published in the Maryland Gazette; and that it be likewise printed in Hand-Bills, and Four Copies thereof delivered to each Member of the Upper and Lower Houses of Assembly.

Signed by Order,  
JOHN DUCKETT, Clk. Lo. Ho.

**W**HEREAS it appears to this General Assembly, that there hath been for many Years past, a Westerly Variation of the Compass, and that it is found, by Experiments, that the said Variation hath been, for at least Forty Years past, and still is, decreasing, or that the Direction of the Needle hath inclined and approached, and will doth incline and approach towards the true North Point, at about the Rate of Three Minutes in One Year, or One Degree in Twenty Years; and Means whereof, if the Needle is alone regarded, every Survey will be continually changing its Place, and no Tract of Land heretofore surveyed within this Province, can be again surveyed or run out, agreeable to its ancient location; from whence great Contentions must arise among the People of this Province, and landed Property be rendered altogether precarious: For Remedy whereof, and the better to ascertain the true Situation of any Tract of Land, according to the original running or laying out thereof;

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 the Decrease of Variation or Inclination, and Approach of the Needle, from the Westward towards the true North Point, shall be estimated and taken, to have been, for at least Forty Years past, at the Rate or Quantity of Three Minutes in every One Year, or One Degree in every Twenty Years; and that, in running the Lines or Courses of all Lands in this Province, surveyed and laid out within Forty Years next before the Time of the first Experiment and Observation of the Variation, by this Act directed, so far as the Limits of such Tract, or Tracts of Land, depend on Course and Distance only, there shall be an Allowance made for Variation, at the Rate above-mentioned, according to the Length of the Time between the Date of the Certificate of each respective Survey, and the Date of the first Experiment and Observation of the Variation by this Act directed as aforesaid; and from and after the said first Experiment and Observation, a farther Allowance shall be made, at such Rate as the Needle shall be found to vary, or to have varied, from the Direction it had at the Time of the said first Experiment and Observation: That is to say, in running the Line and Courses of all such Lands, the Instrument by which they are run, shall always be directed to the Left Hand of the Courses mentioned in the Certificate, or Patent, so many Degrees and Minutes, as such Allowances shall amount unto, computing the Time from the Date of the Certificate until the Time of such Running; and that in running the Lines, and Courses, of any Tract of Land of an older Date than Forty Years back, so far as the Limits of such Tract of Land depend on Course and Distance only, there shall be allowed, for Variation, Two Degrees and no more, up to the Time of the Experiment and Observation before-mentioned; and from and after the Time of the said Experiment and Observation, the same Allowance shall be made, and in the same Manner, in the Lines and Courses thereof, as in younger Surveys; and the Lines and Courses of all Lands run, with the Allowance and Allowances for

Variation, as in this Act directed, shall be deemed and taken to be the true Lines or Courses of the said Lands.

And be it enacted, That it shall and may be lawful for every Person, together with the Surveyor of the County, and Two or more reputable Freeholders of the Neighbourhood, not related to either of the Parties, or interested in the Lands, to run out and adjust the Lines of his Lands, according to the Directions of this Act, and to set up marked Stones, or other durable marked Boundaries, at the End of every Line of his Land, if he shall think proper, first giving Notice to all Persons concerned, of the Time and Place proposed for running and setting up such Boundaries, by affixing publick Notes, at the Parish Church where the Land lies, Three Sundays at the least before the Time appointed, for running and setting up such Boundaries, and putting up the like Notes in the most publick Place of the County, Twenty Days before the Day thereby appointed; and where all Persons interested are known, and any One of them lives out of the County, then Notice shall be given, by affixing a Note at the Church Door of the Parish Church in which such Party resides, Forty Days at the least before the Time thereby appointed for such running and setting up of Boundaries; of which Notice, and the Publication thereof, according to the Directions of this Act, proper Certificates shall be produced to the Surveyor and Freeholders, before the running and adjusting the Lines of any Land, and setting up of Boundaries as aforesaid. And if such Surveyor and Freeholders shall be satisfied, by the Certificate so produced, that that Notice, according to the Directions of this Act, has been given, such Surveyor, in the Presence of such Freeholders, whether the Parties concerned attend or not, shall proceed to run out and adjust the Lines of such Land, and set up the Boundaries thereof, as aforesaid. And that the Variation may for the future be accurately observed, and the Deviation of the Needle from the Direction it had at any particular Time, may at any future Time be certainly known.

Be it enacted, by the Authority aforesaid, That it shall and may be lawful, for the Justices of each County Court, in this Province, and they are hereby directed and required, as soon as may be, after March Court next, to be held for each County respectively, to employ some discreet and skilful Person, at the County Charge, to take a true Meridian, at some convenient Place in each County, and cause to be set up and fitted for Observations, and kept in good Repair, Two durable Pillars of Brick, or Stone, in the Plane of such Meridian, at a proper Distance from each other, to stand and remain, as Marks of the true Meridian Line for each respective County, and at the County Charge, to provide one or more well graduated Theodolite or Theodolites in every County, which Theodolite or Theodolites, and no other, shall be used by every Surveyor, in surveying Lands in his respective County; and the Justices of each County, with the Surveyor of the same County, shall, in Twenty Days after the Meridian in their respective County shall be so taken, and Theodolite or Theodolites provided, accurately observe how much the Direction of the Needle of the said Theodolite or Theodolites vary, or differ from the said Meridian, and the Variation or Difference so observed, they shall cause to be noted down, with the Day and Year when the Observation and Trial was made, in a Book to be prepared for that Purpose, and kept by the Clerk of their respective Courts, among the Records thereof; and the Surveyor or Surveyors of each County, are hereby ordered and required, every Year, on the second Day of August Court, in the several Counties, if it shall be a Day fit to take an Observation, if not, on the next fit Day, to produce the Theodolite or Theodolites belonging to his or their respective County,

and the same to try, at the Meridian Line, in the Presence of the Justices, or any Three of them that the Court shall appoint for that Purpose, and on every such Trial and Observation, whatever the Needle shall be found to have varied from the Direction it had at the last preceding Trial, the said Justices shall cause to be noted down, with the Time of making such Trial, in the Book aforesaid; and the Variation so found, upon such Trial and Trials, together with the Variation by this Act ordered to be allowed for the Time preceding the first Observation that shall be made, as above directed, shall be allowed in re-surveying the Lines and Courses of all Lands within this Province.

And be it also enacted, That if any such Surveyor shall neglect or omit to try the Theodolite or Theodolites, and observe the Variation, at the Time, and in the Manner as by this Act is directed, or shall survey or run out the Courses of any Lands with any other Instrument than the County Theodolite, or that shall not make the Allowance for Variation in running the Lines or Courses of any Land, as by this Act directed, every such Surveyor, for every such Neglect, Omission or Transgression, shall forfeit the Sum of Fifty Pounds current Money, to be recovered by Action of Debt with Costs, or by Indictment, One Half thereof to the Use of the Informer, if any, and the other Half, if any Informer, or if none, then the whole of such Forfeiture to the Use of the County where the Recovery shall be had, to be applied towards the Discharge of that County Levy.

And be it further enacted, That wherever in the Certificate of any younger Survey, such Survey is said to run from any Tree, or to begin in the Line of any elder Survey, and to run the same, or the reversed Course or Courses of such elder Survey, or to run to and then with any such Survey, or the reversed Course or Courses thereof, or wherever in any such Certificate, it shall manifestly appear to be the Intention of the Surveyor, to run such younger Survey with the Line or Lines of any elder Survey, in all such Cases the Surveyor shall make such Allowance in running the Lines of such younger Survey as will adjoin the same to such elder Survey, according to the original Design and Intention in making such younger Survey, any Thing in this Act to the contrary notwithstanding.

And be it further enacted, That the same Allowance shall be made by the Surveyor in running Lands held under Deeds of all Kinds, which originally separated any Part of an entire Tract from the whole, as on the Certificates of each original Survey, and under the same Penalties as are directed by this Act with Respect to Certificates; any Thing herein to the contrary notwithstanding.

And be it hereby enacted and declared, That whenever any marked Stone, or other durable Boundary shall be set up at the End of any Line of a Tract of Land, according to the Directions of this Act, whoever shall remove, cut down or destroy any such marked Stone, or other durable Boundary, shall incur the Penalty imposed on Persons who shall cut down or otherwise destroy any boundary or Bounded Trees, either of his own Lands or of the Lands of any other Person, by an Act of Assembly of this Province, entitled, *An Act for preventing the destroying of Boundaries or Bounded Trees, and the bounding of Trees, or setting up of Boundaries without lawful Authority*. And whereas this Act may induce many People to have their Lands surveyed, whereby the true Bounds and Limits thereof may be ascertained and perpetuated, which may make Discoveries to Land-mongers and prying mischievous Persons of small Points and Slips of Vacancy adjoining to many Surveys, and it is highly reasonable the Person or Persons, to whose Land such Points or other small Vacancies join, should have a Preference in securing the same;