

made at the City of *St. Mary's*, in the Year of our Lord Sixteen Hundred C H A P. Sixty-nine, by which that Land was granted to the said *Indians*. XVIII.

III. And be it further Enacted, That the *Choptank Indians* aforesaid, at any Time hereafter, shall not on any Pretence whatsoever, alienate, dispose, sell, or let to farm, any Part or Parcel of the Lands beforementioned, except that Part thereof which lies to the Eastward, Southward and Westward of those Lines formerly run, from the Head of Secretary *Sewall's* Creek, to the Bounded Tree of *William Dorrington*, by Colonel *Thomas Smithson*, and Lieutenant-Colonel *Thomas Ennalls*, as the exterior Bounds of the aforesaid Land, pursuant to an Ordinance of Assembly then made: And that if any Person shall presume to Purchase or Lease any Part thereof (except as before excepted) such Purchase or Lease shall be utterly void, and of none Effect.

But shall not sell or lease, &c. An Exception.

All Purchases or Leases (except as before) shall be void.

IV. And it is hereby further Enacted, That no Lease for Term of Years, or for Life, already made, shall be of any Force or Effect longer than Seven Years after the End of this Session of Assembly, and that those Persons who hold by virtue of any such Lease from the said *Indians*, be, and are hereby obliged punctually and faithfully to pay and satisfy to such *Indian* or *Indians*, under whom they hold, the several and respective Rents contracted for: And if any Person shall refuse or delay to pay such Rent yearly, as it becomes due, such Lease shall become void; and it shall and may be lawful for any Justice of the Peace within the County where such Rent shall arise and become due, and remaining unpaid, upon Complaint to him made by such *Indians*, to issue Warrant, give Judgment, and award Execution for the same, in the same Manner as in the Act for Recovery of small Debts is provided.

No Lease already made shall be of Force longer than Seven Years from the End of this Session, &c.

V. And be it further Enacted, That all Sales, Gifts, Grants, or Leases, made by any the *Indians* aforesaid, since *November* Seventeen Hundred and Twenty-one, of any the Lands lying on the South Side of Secretary *Sewall's* Creek aforesaid, and the Southern Branch thereof, and within the Lines run by Colonel *Thomas Smithson*, and Lieutenant-Colonel *Thomas Ennalls* as aforesaid, being contrary to an Ordinance of Assembly then made, be, and are hereby declared to be null, void, and of no Effect.

All Sales, &c. made by the said *Indians* since *November* 1721, of Lands on the South Side of *Sewall's* Creek &c. are declared void.

VI. Provided nevertheless, That such Surveys and Purchases which have already, *bonâ Fide*, been made since *November* Seventeen Hundred and Twenty-one, or which hereafter shall be, *bonâ Fide*, made of any of the *Choptank Indians* Lands, comprehended within the Metes and Bounds surveyed and ascertained by the Honourable *Philemon Lloyd*, Esq; Colonel *Richard Tilghman*, and Colonel *Matthew Tilghman Ward*, Commissioners as aforesaid, and lying to the Eastward, Southward or Westward of the Lines run by Colonel *Thomas Smithson*, and Lieutenant-Colonel *Thomas Ennalls* aforesaid, be, and are hereby confirmed and made valid unto the Purchasers or Takers up of the same, and their Heirs and Assigns for ever; any thing in this Act to the contrary notwithstanding.

But Purchases made *bonâ Fide*, since *Nov. 1721*, &c. of that Part excepted in §, 3, are confirmed.

VII. Provided likewise, That such Purchases by any Person or Persons of any Land belonging to the *Choptank Indians* aforesaid, be made when those *Indians* are Sober, and of sound and perfect Memory; and the Consideration agreed for paid, or secured to be paid to them, by such Purchasers, before the Executing of the Deeds of Sale; and that all Deeds of Sale hereafter made by the *Indians* aforesaid, shall be acknowledged by them before the Justices of the County in Court sitting, or before One or more of his Lordship's Council, who are hereby empowered to take the same, otherwise to be void, and of no Effect.

Provided such Purchases be made when the *Indians* are sober, &c. and the Deed acknowledged, &c.

Examined and Compared with the Original Act, REVERDY GHISELIN,
THOMAS BACON.

C H A P.