

C H A P. XXIV.

Passed 4th
June 1744.

An Act for dividing All-Hallows Parish in Worcester County, and for erecting a Parish out of the same, called by the Name of Worcester Parish. Lib. B.L.C. fol. 306.

By this Act (1.) From the Death, &c. of the Rev^d Mr. Glasgow (the present Incumbent) all that Part of *All-Hallows* Parish, beginning at the Mouth of *Newport* Creek, running out of the Sea, and running by and with the said Creek and a Branch thereof to the Main Road, to a Place called *Buckingham*; and from thence down the Main Road which leads to *Snow-Hill* about a Quarter of a Mile, until it comes to another Main Road striking out of the aforesaid Road, which goes between the Plantations of Mrs. *Mary Hampton* and Mr. *Brickus Townsend*, and bounded therewith, as now laid out by Order of Court, until it intersects *Pocomoke* River: All to the Northward and Eastward of the Bounds aforesaid which was contained in the Parish of *All-Hallows* is, by this Act, thenceforth separated, constituted and erected into a Parish, to be called *Worcester* Parish, and no longer a Part of *All-Hallows* Parish aforesaid. (2.) The Inhabitants of the said *Worcester* Parish to have and enjoy all Benefits, Privileges, Powers and Authorities, equal with any Inhabitants of any other Parish in the Province, with Power to elect Vestries, Church-wardens, &c.

C H A P. XXV.

Ditto.

An Act for laying out the Town a-new, commonly called Upper-Marlborough-Town, in Prince-George's County. Lib. B.L.C. fol. 306.

N. B. By this Act (1.) Commissioners are impowered to survey and lay out, the same 100 Acres which were formerly laid out for a Town by 1706, ch. 14, (the Bounds of the Town and Lots being very obscure) as agreeably as conveniently may be to the original Survey, without incommoding the present Settlements, and exclusive of the Piece of Meadow Ground lately drained by Mr. *Daniel Carroll*, one of the Proprietors of the said Town. (2.) The Commissioners to meet at the Town, &c. and with the Assistance of a skilful Surveyor, carefully to re-survey the aforesaid 100 Acres, into as many convenient Lots as were heretofore laid out, Marked and Numbered from 1, to 100, with the same Streets, Alleys and Lanes, as formerly laid out; provided they do not incommode the present Settlements: And to set up Posts, &c. to distinguish the same Survey for ever. (3.) The Land so surveyed, &c. is erected into a Town to be called *Upper-Marlborough* Town. (4.) The Owners of the Lots already taken up and not built upon, or that shall hereafter take up any of the said Lots, shall build on such Lot or Lots, (within Three Years after such Survey made and recorded, according to Directions of this Act) One House to cover 400 square Feet of Ground, with one good Brick or Stone Chimney at least: And such Owners not Building as aforesaid, shall, at the Expiration of the said Three Years, lose their Right, Title and Property therein, and such Lots shall become the Property of the former Proprietors. (5.) Owners of Dwelling Houses already built on any of the said Lots, and which have only Wooden Chimneys, shall build Brick or Stone Chimneys to such Houses within 12 Months after the Survey aforesaid, on Forfeiture of 5 Shillings Current Money for every Month that any Person shall dwell, or use Fires therein, and so *pro rata* for a longer or shorter Time, to be recovered before a single Magistrate, and applied by the Commissioners to the public Use of the Town. (6.) Owners of Lots being under Age, beyond Seas, &c. shall have Liberty to improve and build on their Lots, according to the Directions of this Act, at any Time within one Year after arriving at Age, &c. (7.) The Commissioners to appoint a skilful Clerk to make a fair Entry of all their Proceedings in a sufficient Book; to whom the Surveyor shall deliver a fair Plat of the said Lots, &c. which Clerk and his Successors, shall transmit the said Proceedings and Plat, to the Clerk of *Prince-George's* County, to be lodged and taken Charge of, among the County Records. (8.) The Commissioners impowered to agree with the Proprietors of the Land not already taken up, for the Price of the same; in which Case, the Price set by them on each Lot, shall be paid by the Taker-up; but in case of their Disagreement, then to cause the same to be valued by a Jury, and the Payment of the Sum assessed on any Lot by such Jury, to the Owners, or a Tender thereof by Persons willing to take up the same, and Refusal thereof by the Proprietors, and such Tender and Refusal duly Proved before Two Magistrates of the County, and an Entry made by the Town Clerk, and returned by him to be lodged with the other Proceedings in the County Court Office, shall give such Persons paying or tendering as aforesaid, an absolute Estate in Fee-simple in such Lot or Lots, they complying with the other Requisites in this Act mentioned. (9.) All Lots hereafter to be taken up, shall be built upon, &c. as aforesaid, within Three Years after taking up: Which Lots so built upon and paid for, or Tender, &c. as above provided, shall be the Right, Property and Estate of such Persons so taking up, improving and paying, &c. their Heirs and Assigns for ever. (10.) All Persons to have Liberty of taking up Lots and entering the same for Two Years from the Time of making the Survey: And all Lots not taken up within that Time, to revert to the former Proprietors. (11.) Each Lot so taken up, paid for, and built on, shall be liable to the Payment of One Penny Sterling *per Annum* to the Lord Proprietary for ever: And the County Clerk shall transmit an Annual Account of all such Lots, &c. to his Lordship's Agent. (12.) The Lot heretofore bought and set apart for a Meeting-house, shall not be liable to be taken up, but remain for the Use of the Dissenting Minister officiating therein for the Time being, and Congregation, in the same Manner, and to the same Purpose as it was at first taken up and built on. (13.) The Lot formerly bought, &c. for a School, shall not be taken up, but the said Lot and School-house, and other Houses, &c. thereunto belonging, is hereby declared to be vested in the Reverend Mr. *John Eversfield*, Col. *Joseph Belt*, Mr. *John Magruder*, Mr. *Richard Keene*, and Mr. *David Crawford*, for the Use of the said School: And the same *John Eversfield*, &c. and their Successors, are hereby appointed Visitors of the same School, and shall at all Times hereafter, have, hold, and enjoy, all and singular the Powers and Authorities which the Visitors of the several Free-Schools within this Province, do lawfully have, hold, and