

1745.

31 CHARLES Lord BALTIMORE.

C H A P. III.

Passed 28th
Sept. 1745.

1744, ch. 23.

A Supplementary Act to the Act, entitled, ' An Act to enable Commissioners therein named, to lay out Forty Acres of Land into Eighty Lots, for a Town on Indian River, in Worcester County; as also Forty Acres of Land into Eighty Lots at the Head of Assateague Creek, in a Place commonly called The Trap, for a Town. Lib. B.L.C. fol. 318.

N. B. The Surveyor of Worcester County having refused to stake and distinguish the Lots in the said Towns, &c. And it also appearing that the Town called *Baltimore-Town*, is not laid out in so commodious a Place, or on such navigable Water as it would be, if laid out more bending on *Indian River* than at present it does: This Act, (1.) Appoints and impowers certain Commissioners, with the Assistance of the Surveyor of Worcester County, to lay out a-new the said Town called *Baltimore-Town*, in such Manner as to them should seem meet, so as to include within the Bounds thereof, such navigable Water as might be most conveniently situate thereto: And the said Commissioners are invested with the same Powers, &c. in laying out the said *Baltimore-Town* a-new; as the Commissioners were by the former Act invested with. (2.) The Surveyor of Worcester County obliged to lay out, stake, mark, and number, every Lot, &c. (3.) The several Matters to be done by virtue of this Act, to be completed on or before the 1st May 1746.

C H A P. IV.

Passed 28th
Sept. 1745.

A Supplementary Act to the Act, entitled, ' An Act appointing Commissioners for dividing St. Mary's County into Four Parishes; and to erect that Part of All-Faith and King and Queen Parish lying in Charles County, into a distinct Parish. Lib. B.L.C. fol. 318.

1744, ch. 14, which having been neglected to be carried into Execution, within the Time therein limited, by the Commissioners thereby appointed; the present Act impowered certain Others to carry the same Act into Execution, so far as relates to the dividing *St. Mary's County* into Parishes, in the same Manner, &c. as therein directed, &c. See 1748, ch. 4.

C H A P. V.

Ditto.

An Act for laying out the Town a-new commonly called Princess-Anne-Town, in Somerset County. Lib. B.L.C. fol. 319.

N. B. The Bounds of the Town and Lots being very obscure, and no Right to be obtained in Lots not already taken up, from an Incapacity of the Owner to convey the same: This Act (1.) Impowers certain Commissioners to survey and lay out the same Twenty-five Acres of Land formerly laid out for a Town (by the Act of 1733, ch. 13.) as agreeable to the original Survey as may be, without incommoding the present Settlements thereon; and always having regard to the Ground already laid out for Public Buildings, that the same be continued to that Use, and none other, for ever. (2.) The Commissioners, with the Assistance of a skilful Surveyor, to re-survey the said Twenty-five Acres before the 1st May 1746, and lay out the same into as many convenient Lots as were heretofore in the said Town laid out, marked and numbered, from 1, to 30; with the same Streets, Alleys, &c. as formerly laid out, provided they do not incommode the present Settlements, nor the Public Ground before mentioned; and to cause durable Posts, or other Boundaries, to be set up, to settle and distinguish the same Survey for ever. The Surveyor to find Posts, &c. for each Lot, Street, &c. and to fix the same in their proper Places, with the Mark or Number of the Lot, which Post is to ascertain the Beginning of the said Lot: And to make out fair and exact Plats of the Town and Survey thereof, whereby each Lot, Street, Lane, &c. may appear well distinguished by their Numbers and Names; and the same Plats, with full Certificates thereof, shall deliver to the Commissioners, to be entered by, and reposit with, the Town Clerk. (3.) The Land so laid out, &c. shall be erected into a Town, to be called *Princess-Anne-Town*. (4.) The Owners of Lots already taken up, and not built upon, or that shall hereafter be taken up, are required to build thereon (within 3 Years after the Survey made, and a Record thereof entered according to this Act) One House, to cover 400 square Feet of Ground, with one good Brick or Stone Chimney at least. And if such Owners neglect to build as aforesaid, then shall their Right, Title, &c. to such Lot, at the Expiration of the said 3 Years, cease and determine; and such Lots become the Property of the former Proprietors. But if such Owners of Lots be under Age, beyond Seas, &c. at the Time of such Survey, &c. then shall such Owner have Liberty to improve and build upon such Lots at any Time within 3 Years after arriving at Age, &c. (5.) The Commissioners to employ a skilful Clerk, who shall make a fair Record and Entry of their Proceedings, in a sufficient Book, &c. which Clerk shall transmit to the Clerk of Somerset County, the whole Proceedings, together with the Plat of the Town delivered to him by the Surveyor, to be lodged and taken Charge of among the County Records. (6.) In case of Refusal, or Disability of the Owner to sell, the Commissioners were impowered to cause such Lots to be valued by a Jury: And the Payment of their Valuation to the Proprietor of the Land, or a Tender thereof to, and Refusal of Acceptance by, such Proprietors, being duly proved before Two County Magistrates, and an Entry or Record thereof by the Town Clerk, and returned by him to be lodged with the other Proceedings in the County Court Office, shall give the Persons so paying or tendering, and complying with the other Requisites in this Act mentioned, a good and indefeasible Estate of Inheritance, in Fee-simple, to them, their Heirs and Assigns for ever. (7.) All Lots hereafter to be taken up, shall be built upon and improved, according to the before mentioned Dimensions, within 3 Years after taking up: Which Lots so built upon, and paid for, or a Tender made, &c. as before Provided, shall be the Right, Property, &c. of the Persons so taking up, improving, &c. their Heirs and Assigns for ever. (8.) All Persons to have Liberty to take up Lots for Seven Years after making the Survey; and all Lots, not taken up within the said Time, to revert to the former Proprietors. (9.) Owners of Lots in the said Town, to pay One Penny Sterling per Annum for each Lot taken up,