

ADVANCEMENT OF JUSTICE.

5. Where any Surety to a Bond, &c. or Indorser of a protested Bill of Exchange, shall discharge the Principal or Balance due thereon, the Obligee or Indorsee shall assign such Obligation, or protested Bill, to the Party paying or tendering the Sum due thereon; which Assignee shall then have Action in his own Name, against the Principal Debtor. *Ibid.* §. 7.

6. Where Judgment is recovered against Debtor and Surety, and satisfied by the Surety, the Creditor shall assign such Judgment to the Surety: Which Assignee shall then have the same Execution against the principal Debtor, as the Creditor might have had. *Ibid.* §. 8.

7. Where Judgment is rendered against several Sureties, and one of them satisfieth the Whole, he shall have Assignment of the Judgment from the Creditor, and be entitled to Execution against the other Sureties, for a proportionable Part of the Damage paid by him. But no Defendant shall be debarred of Remedy by *Auditâ Querelâ*, &c. *Ibid.*

8. Bonds, &c. under Seal, being assigned under Hand and Seal, the Assignee may maintain Action in his own Name against the Obligor. And in case such Obligor shall be unable to pay, or cannot be found so as to recover, the like Action shall be maintainable against the Obligee: Unless such Debt be lost by Default of the Assignee, in which Case the Assignor shall not be liable. *Ibid.* §. 9.

9. But no Action shall be maintainable in the Name of any Assignee, unless Oath, &c. be made by the Assignee, that he hath received no Part of the Sum mentioned in the Obligation, or such Part only as is mentioned in such Oath, to be indorsed on the Bond. And False Swearing herein shall be punishable as wilful Perjury. *Ibid.* §. 10 and 11.

ADULTERY. See *Fornication*.

ADVOWSON and Patronage of all Churches belong to the Lord Proprietary. See the CHARTER, §. 4.

AFFINITY. See *Intestates Estates*, 1. N^o VIII.

AFFIRMATION. See *Quakers*, 1.

AGGRIEVANCES relieved. See the Acts of 1714, *ch.* 4; and 1728, *ch.* 24.

AGE. See *Orphans*, 4-6.

AGENTS.

1. Lord *Baltimore's* Agents for granting Lands were obliged, on or before the 14th May, 1707, to certify and hang up in the Secretary's Office, his Lordship's Instructions and Conditions of Plantations. 1707, *ch.* 23, §. 1.

2. They were also obliged to prepare a List of their Fees, which were to be considered by Two of the Council, and Two Provincial Justices, who had Power to lessen them as they saw fit, and to allow them under their Hands: But still the Fees, so allowed, were subject to the Denial, Alteration, &c. of the next Session of Assembly. *Ibid.* §. 2.

AIDERS. See *Accessory*.

ALLEGIANCE. See *Protestant Interest*.

ALLOWANCES. See *Administrators*, 5, 8-11. *Bills of Cost*, 3. *Fees*, 3. *Gold and Silver*, 1, 2. *Inspectors*, 21. *Intestates Estates*, 4. *Levies*, 14. *Liquors Imported*, 3, 10.

AMERCIAMENTS.

1. The Clerk of the Provincial, and Clerks of the several County Courts, shall keep an Account of the Amerciaments; and deliver, or send the same to the several Sheriffs, who shall collect the same with the Levy, and are empowered to Distrain. 1715, *ch.* 41, §. 11.

2. The County-Clerks shall give an Account of the Amerciaments yearly, to the several Chief Justices, at *November Court*. And the Clerk of the Provincial Court shall lay a List of Provincial Amerciaments yearly before the Governor and Council. *Ibid.* §. 12.

3. Every Plaintiff that shall be cast, or discontinue his Action; and every Defendant that shall be cast

AMERCIAMENTS.

(Executors, Administrators and Minors excepted) if he imparles, shall be Amerced: If in the Provincial Court, 50^{lb} Tobacco, to be applied as the Governor and Council shall think fit: If in the County Court, 30^{lb} Tobacco, to be applied to defraying the County Charge. 1722, *ch.* 12, §. 1.

4. All Amerciaments shall be levied by the Sheriffs by way of Execution. *Ibid.*

5. No Defendant shall be liable to Amerciament, against whom Judgment shall be rendered the first Court. *Ibid.* §. 2.

See *Administrators*, 27. *Minors*, 1.

ANCHORAGE. See *Port-Duties*.

ANNAPOLIS.

1. Erected into a Town, Port, and Place of Trade, under the Name of *The Town Land at Proctor's*. 1683, *ch.* 5.

2. Constituted a Town, Port, &c. under the Name of *Anne-Arundel-Town*; and the Collector of the District, and a Naval Officer, or their Deputies, constantly to reside there, for the Dispatch of Shipping. 1694, *ch.* 8.

N. B. For the original laying out, and obtaining Property in Lots, see the Two last recited Acts.

3. All that Parcel or Neck of Land, within *Levey-Neck Cove*, and *Aetons Cove*, to be bought and fenced in, at the Public Charge, for the Public Use, when Need shall require, to be called the *Town-Common*; and no Inhabitants of the Town to raise any Stock of Cattle or Hogs, Horses or Sheep, more than they can raise on their respective Lots. *Ibid.* §. 8.

4. One or more Places to be reserved for Ship-Building at the Port and Town of *Anne-Arundel*: A Naval Officer to reside there, and for the future to be called *ANNAPOLIS*. 1695, *ch.* 7.

5. *Anne-Arundel County Court* shall for ever hereafter, be held and kept at the Port of *Annapolis*, and at no other Place whatsoever in the said County. 1695, *ch.* 2.

6. Governor *Nicholson*, and Seven other Gentlemen, were incorporated by the Name of the Commissioners and Trustees for the Port and Town of *Annapolis*, and vested with certain Powers for keeping good Rule and Order in the Port, &c. 1696, *ch.* 24.

7. *Annapolis* to be the chief Place and Seat of Justice within this Province, for holding Assemblies, and Provincial Courts: And all Writs, Pleas and Process, returnable to the Provincial or Court of Chancery, to be made returnable to *Annapolis*. 1699, *ch.* 19.

8. An Act directing to what Use the several Rooms in the Stadt House shall be applied. 1697, *ch.* 6.

9. An Act for Re-building the Stadt House, lately burnt. 1704, *ch.* 91.

10. Q. ANNE having been pleased, by her Royal Charter, dated the 22^d November 1708, to erect *Annapolis* into a City and Corporation, with certain Rights, Privileges, and Immunities therein mentioned; the said Charter is confirmed under the following Restrictions and Explanations, by the Act of 1708, *ch.* 7, §. 2.

11. The Public Lands and Buildings to remain for ever to the Uses they have already been allotted. *Ibid.*

12. The Judges and Justices to continue to hold their Courts, as heretofore used, in the Public Court House. *Ibid.*

13. The Justices, Commissioners, and Sheriffs of *Anne Arundel County*, to exercise their Jurisdiction as usual, in the Port of *Annapolis*. *Ibid.*

14. The Bye-Laws of the Corporation to be wholly restrained to the Inhabitants and Residents of the City, and not to affect any others. *Ibid.* §. 3.

15. No Toll (at the Two annual Fairs, on the 1st of May and Feast of St. Michael the Arch Angel) to be taken for any Goods brought there to be sold under 20s. Value;—if above 20s. and under 5l. Value, no more than 6d. Toll;—if above the Value of 5l. no more than 12d. Toll to be assessed. *Ibid.*

16. The