

# I N D E X.

## SCHOOLS.—COUNTY.

ereft a School thereon, instead of the 100 Acres required by the original Act; (*see above*, Art. 22,) and are also entitled to a Dividend of the Money remaining in the Hands of the Visitors of *Somerset* County School, at the Division of the Counties. 1763, *ch.* 16.

40. Certain Visitors are appointed, and impowered to purchase One Acre of Land in *Frederick-Town*, and build thereon a School, &c. for *Frederick* County. The said Visitors to qualify in the same Manner, be subject to the same Penalties, and be invested with the same Rights, Powers, &c. and have Succession, as the Visitors of the other County Schools within this Province: And to have an equal Dividend of all the Duties, Taxes, &c. collected for the Use of County Schools from the 29<sup>th</sup> September last, &c. 1763, *ch.* 32.

See *Fines and Forfeitures*, 8—11. *Intestate's Estates*, 3—5.

## SCIRE FACIAS.

In what Case to be served on Suit of a Sheriff's or Testamentary Bond. See *Administration Bonds*, 6.

See also *Attachment*, 3, 8. *Execution*, 1. *Stay of Execution*, 6.

## SEAFARING MEN.

The Depositions of Seafaring Men, and others, whose Business calls them out of the Province, when such Actions should regularly come to Trial, taken before Two Provincial Justices, in Presence of the Adverse Party, (or, in his Absence, if upon Notice given he refuses to be present, the Notice being proved) shall be as good Evidence in any Court, as if delivered *viva voce*. 1721, *ch.* 14, §. 2.

## SEALS.

Any Person who shall counterfeit the Great Seal of this Province, or the Sign Manual or Seal at Arms of the Lord Proprietary, or any other of the Public Seals of this Province, and the same make Use of within this Province; or shall steal away any of the true Seals, or, without lawful Authority, shall falsely, corruptly, or with evil Intent, affix them to any Deed, Warrant, or other Writing, and afterwards publish, or make Use of any such Deed, &c. within this Province, as if such Seals had been thereunto fixed by lawful Authority, shall forfeit all his Goods, Lands, &c. One Half to the Public School of the County where the Offence shall be committed, and the other to the Informer or Person suing for the same; and shall be Whipped, Pillor'd, and Banished from the Province for ever. 1717, *ch.* 8.

SEATED PLANTATIONS. See *Highways*, 10. *Hog Stealers*, 3.

## SECRET SALES, &c.

1. No Property shall be transferred to any Purchaser, Mortgagee, or Donee, of any Goods or Chattels, remaining in Possession of the Vendor, Mortgagor, or Donor, unless by Writing, acknowledged before One Provincial, or One Magistrate of the County, and recorded in the County Records within Twenty Days. 1729, *ch.* 8, §. 5.

2. But this Act shall not make void any such Sale, Mortgage or Gift, against such Seller, Mortgagor or Donor, his Executors, &c. only, or any other claiming under him, her, or them. *Ibid.* §. 6.

See *Negroes*, 50.

SECRETARY. See *Acts of Assembly*, 3—6. *Cursing*, &c. per Tot. *Passes*, 1—3. *Records*, per Tot.

SECRETARY'S OFFICE. See *Acts of Assembly*, 3, 4. *Annapolis*, 18. *Passes*, 1. *Taxables*, 6.

## SERVANTS.

1. Servants by Indenture, Custom of the Country, or Hire, travelling by Land or Water, Ten Miles

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from Home, without a Note from their Master, &c. shall be liable to be taken up, and suffer as Runaways. 1715, *ch.* 44, §. 1. See *Runaways*.

2. Servants unlawfully absenting themselves from their Masters, &c. shall make Satisfaction by Servitude or otherwise, at the Discretion of the County Court, not exceeding Ten Days Service for One Day's Absence; besides reasonable Costs for taking up. *Ibid.* §. 2.

3. Persons wittingly or willingly entertaining any Servants unlawfully absenting themselves, &c. forfeit 100<sup>lb</sup> Tobacco for every Hour such Servant shall be so entertained or permitted to be about their Houses or Plantations. 1748, *ch.* 19, §. 2. See *Harbourers of Servants*, 1—3.

4. Servants or Slaves, harbouring or entertaining other Servants or Slaves, (unlawfully absent,) for One Hour, or more, are punishable (on Complaint to any single Magistrate) by Whipping, not exceeding Thirty-nine Stripes. *Ibid.* §. 4.

5. No Person shall deal with any Servant, whether Hired or Indented, or with any Slave, without Leave or Licence from the Master or Owner, under Penalty of 2000<sup>lb</sup> Tobacco: One Half to the Support of Government; the other Half to the Master, Mistress, or true Owner of the Goods. 1715, *ch.* 44, §. 10.

6. If the Goods so dealt for, exceed the Value of 1000<sup>lb</sup> Tobacco, the Owner thereof shall have Action of Damage against the Party dealing for the same: And, Offenders, not being able to satisfy the same, shall be bound over to the Provincial or County Court; and, on Conviction, shall be punished by Whipping, with Thirty Stripes. *Ibid.* §. 11, 12.

7. Servants, imported without Indentures, if above Twenty-two Years old, shall serve Five Years:—If between Eighteen and Twenty-two, Six Years:—If between Fifteen and Eighteen, Seven Years: And, if under Fifteen, they shall serve till they arrive at the full Age of Twenty-two Years. *Ibid.* §. 13.

8. Servants transported out of *Virginia*, shall complete such Time of Servitude here, as they ought to have served there, and no more. *Ibid.* §. 14.

9. Owners of such Servants, claiming more than Five Years Servitude, shall bring them into the County Court, within Six Months after receiving them into their Custody; which Court shall adjudge their Ages, and cause the same to be recorded.—Every Owner, neglecting or refusing so to do, shall not only stand to the Determination of the Court, but also forfeit 1000<sup>lb</sup> Tobacco for the Support of Government: And either Master or Servant aggrieved by such Determination, shall have Remedy; by producing, within the Time determined for their Service, an authentic Certificate of such Servant's Age. *Ibid.* §. 15.

10. The Time of Servitude of all Servants imported, shall commence from the first Anchoring of the Vessel within this Province. But all the Days such Vessel shall tarry in *Virginia*, within the Capes, above Fourteen Days, shall be adjudged Part of the Service. *Ibid.* §. 16, 17. For the Time of Servitude of Convict Servants, see *Convicts*, 1—7.

11. Indentures made by any Servant, during Servitude, shall be void. *Ibid.* §. 18.

12. Masters, &c. not providing sufficient Food, Lodging and Cloathing, for their Servants, or burdening them beyond their Strength, debarring them of necessary Rest, excessively beating and abusing them, or giving them above Ten Lashes for any One Offence, may, on Conviction in the County Court, be fined a Sum, not exceeding 1000<sup>lb</sup> Tobacco, to the Support of Government, for the First and Second Offence:—And, for the Third Offence, the Court shall set such Servant Free. *Ibid.* §. 21.

13. But, if the Master think the Servant deserves greater Correction, he may carry such Servant before a Magistrate, who may order the same, not exceeding Thirty-nine Lashes. *Ibid.* §. 22.

14. Any