

Court, who are impowered, where any such Lands appear to have been given and not confirmed, to examine Witnesses in *perpetuam Rei Memoriam*, and cause the same to be recorded; which shall be deemed and adjudged sufficient Proof of the Donation and Quantity given: And where there is any Donation, but the Quantity not mentioned, the Vestry may take for the Use of the Church, two Acres, and no more; which they shall cause to be staked out, after being surveyed, and make returns of two Certificates thereof, one Certificate to be recorded in the County Court, the other in the Court of Chancery, in *perpetuam Rei Memoriam*.

WHERE the Vestry of any Parish shall think it proper and convenient to place either Church or Chappel of ease, within their respective Parishes, but the Owner or Owners of such Lands appointed and chosen for building thereon, either refuse to sell, or are unreasonable in their Demands, or incapacitated by non age, non sanæ memoriæ. or by being beyond Sea, to sell: Then, and in every such Case, the Vestry shall apply to the Commissioners of the County Court, and they shall forthwith grant Warrant to the Sheriff, to impanel a Jury of substantial Freeholders next adjacent to the Land, who in all Things shall proceed as directed by another Act, empowering the Commissioners of the several and respective Counties to take up and purchase Lands for County Court Houses, they not exceeding two Acres of Land.

Passed September 7th, 1704. **ACT for securing Parochial Libraries.**

THE Minister in each Parish shall have the Keeping of the Parochial Library, which he shall be oblig'd to keep and preserve from Waste and Embezzlement, and be accountable for the same to the Governor, Council, and Assembly, as oft as required.

THE Minister shall pass two Receipts for the Books in said Library, one to be transmitted to the Governor and Council, and the other to remain with the Vestry, to be by them entered in their Register Book.

THE Vestry is obliged to visit, and inspect the Library twice each Year, which if they, or at least four of them of oldest standing, neglect to do, they shall forfeit and pay *One Thousand Four Hundred Pounds Tobacco*: One half towards Support of the Government, the other half to the Informer or Person who will sue for the same: And the Onus probandi shall ly on the Vestry, to make it appear that they have visited the Library.

IF the Vestry find any Damage or Embezzlement, they shall require and cause Satisfaction to be made by Action of Debt, to be brought against the Minister, his Executors or Administrators: Which Action they are impowered to bring without their principal Vestry Man.

IN Case any Minister shall be removed from his Charge, he shall deliver the Library to the Vestry, and satisfy or repair any Damage or Waste suffered before his Departure, (except the same suffers by Fire,
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