

At a SESSION of ASSEMBLY, begun and held at the City of ANNAPOLIS, in the county of Anne-Arundel, the 23d day of October, and ended the 3d day of November, in the tenth year of the reign of our Sovereign Lady ANNE, Queen of Great-Britain, France and Ireland; Defender of the Faith, &c. *annoque domini* 1711, were enacted the following laws.

EDWARD LLOYD, ESQUIRE, PRESIDENT.

An ACT to empower commissioners to appoint and cause to be laid out three thousand acres of land on Broad creek, in Somerset county, for the use of the Nanticoke Indians, so long as they shall occupy the same. Lib. LL. No. 4. fol. 1.

Passed 3d of Nov. 1711.

WHEREAS it is represented to this present general assembly, that the land formerly laid out for the use of the Nanticoke Indians is now much worn out, and not sufficient for them, and that it is thought adviseable that some further provision be made for them,

Preamble.

II. BE IT ENACTED, by the Queen's most excellent majesty, by and with the advice and consent of her majesty's President, Council and Assembly of this province, and the authority of the same, That lieutenant-colonel George Gale, Mr. Samuel Worthington, captain Charles Ballard, and Mr. Benjamin Wales, be and are hereby appointed commissioners; to cause three thousand acres of land to be laid out where the said Indians are now settled, in Somerset county, on Broad creek, in Nanticoke river, and the same to appoint to the use of the said Indians for so long as they shall occupy the same; and further, to cause such land to be valued in such manner as is herein after expressed; that is to say, the said commissioners, or any three of them, shall, some time before the twenty-fifth day of March next, meet together, and make out their warrant to the sheriff of Somerset county, which said sheriff is hereby required, upon receipt of such warrant, to impanel and return a jury of the most substantial freeholders of the said county, to be and appear before the said commissioners upon the said land, at the time in such warrant appointed; which jury, upon their oaths, to be to them administered by the said commissioners, or any three of them, shall inquire, assess and return what damages and recompence they shall think fit to be awarded to the owners of such land, and all persons interested therein, according to their several and respective interests; and what sum of tobacco the said jury shall adjudge the said land to be worth, shall be paid to the owners, and all persons interested therein, by the public of this province.

Land to be laid out, &c.

III. AND, To the end that the bounds of the said land may be ascertained, and the commissioners aforesaid, and jury, the better enabled to judge of the true value thereof, the said commissioners are hereby empowered to employ the surveyor of the county aforesaid, or some other skilful person, in their presence to survey, lay out and bound the same; which said lines, so as aforesaid laid out, shall be marked on trees, or other land-marks, to perpetuate the bounds thereof; the said commissioners to return fair certificates of their proceedings to the clerk of the provincial court, and Somerset county court, for the time being, to be by them recorded in the said respective courts.

To be marked on trees, &c.

IV. AND BE IT ENACTED, by the authority aforesaid, That, when such land is laid out and paid for by the public as aforesaid, the property thereof shall, by virtue of this act, be vested in the honourable colonel Thomas Ennalls, and lieutenant-colonel George Gale, and their heirs, to and for the use of the said Indians, so long as they shall occupy the same, and afterwards shall be disposed of as the general assembly of this province shall direct.

And remain to the Indians, &c.

V. AND, That such laying out and payment as aforesaid, and this act, shall for ever bar the heir or heirs at law, or his or their assigns, or any other persons whatsoever, of the reversion or remainder, right,

Heirs barred.