

V. AND BE IT FURTHER ENACTED, That all sales, gifts, grants or leases, made by any the Indians aforesaid since November, seventeen hundred and twenty-one, of any the lands lying on the south side of Secretary Sewall's creek aforesaid, and the southern branch thereof, and within the lines run by colonel Thomas Smithson and lieutenant-colonel Thomas Ennalls as aforesaid, being contrary to an ordinance of assembly then made, be and are hereby declared to be null, void, and of no effect.

C H A P. XVIII. Sales void, &c.

VI. PROVIDED NEVERTHELESS, That such surveys and purchases which have already *bona fide* been made since November, seventeen hundred and twenty-one, or which hereafter shall be *bona fide* made, of any of the Choptank Indians lands, comprehended within the metes and bounds surveyed and ascertained by the honourable Philemon Lloyd, Esquire, colonel Richard Tilghman and colonel Matthew Tilghman Ward, commissioners as aforesaid, and lying to the eastward, southward or westward of the lines run by colonel Thomas Smithson and lieutenant-colonel Thomas Ennalls aforesaid, be and are hereby confirmed and made valid unto the purchasers or takers up of the same, and their heirs and assigns for ever, any thing in this act to the contrary notwithstanding.

Proviso.

VII. PROVIDED LIKEWISE, That such purchases by any person or persons of any land belonging to the Choptank Indians aforesaid, be made when those Indians are sober, and of sound and perfect memory, and the consideration agreed for paid, or secured to be paid to them, by such purchasers, before the executing of the deeds of sale; and that all deeds of sale hereafter made by the Indians aforesaid shall be acknowledged by them before the justices of the county in court sitting, or before one or more of his lordship's council, who are hereby empowered to take the same, otherwise to be void and of no effect.

Proviso.

C H A P. XIX.

An ACT for the encouragement of learning, and erecting schools in the several counties within this province. Lib. LL. No. 4. fol. 602.

Passed 26th of October, 1723.

Supplementary acts, 1728, ch. 8, 1795, ch. 66.

WHEREAS the preceding assemblies for some years past have had much at heart the absolute necessity they have lain under, in regard both to duty and interest, to make the best provision on their power for the liberal and pious education of the youth of this province, and improving their natural abilities and acuteness, (which seems not to be inferior to any,) so as to be fitted for the discharge of their duties in the several stations and employments they may be called to and employed in, either in regard to church or state, and for that end laid an imposition on sundry commodities exported out of, and others imported into, this province, and other fines, for the raising a fund for the erecting and supporting a good school in each county within this province, which has succeeded with such desired effect, that it is now thought necessary, and is prayed that it may be enacted,

Preamble.

II. AND BE IT ENACTED, by the right honourable the Lord Proprietor, by and with the advice and consent of his lordship's Governor, and the Upper and Lower Houses of Assembly, and the authority of the same, That in some convenient time, after the end of this present session of assembly, there shall (for the ends before mentioned,) be erected one school in each county within this province, at the most convenient place, as near the centre of the county as may be, and as may be most convenient for the boarding of children, at the discretion of the visitors, or the major part of them; that are hereafter nominated, appointed and empowered by this act, in each county.

Schools to be erected.

III. AND BE IT THEREFORE ENACTED, by the authority, advice and consent aforesaid, That for the time being the seven several persons hereafter named for each county be and are hereby nominated, appointed and named Visitors, and are empowered with full and sufficient authority for discharging the several offices, duties and trusts, reposed in and required of them by this act, within the several and respective counties wherein they reside; that is to say, For St. Mary's county, the reverend Leigh Massey, James Bowles, Esquire, Nicholas Lowe, Esquire, Mr. Samuel Williamson, colonel Thomas Trueman Greenfield, Mr. Thomas Waughop, and captain Justinian Jordan; For Kent county, the reverend Richard Sewall, the reverend Alexander Williamson, James Harris, Esquire, colonel Edward Scott, Mr. Simon Wilmer, Mr. Gideon Pearce, Mr. Lambert Wilmer; For Anne Arundel county, the reverend Mr. Joseph Colebatch, colonel Samuel Young, William Lock, Esquire, captain Daniel Mariartee, Mr. Charles Hammond, Mr. Richard Warfield, and John Beale, Esquire; For Calvert county, the reverend Mr. Jonathan Cay, John Rousby, Esquire, colonel John Mackall, colonel John Smith, Mr. James Heigh, Mr. Walter Smith, of Leonard's creek, Mr. Benjamin Mackall;

Visitors appointed, &c.