

VI. PROVIDED NEVERTHELESS, That before the said Peter Lawson shall proceed to execute the said office of collector, he shall enter into bond, with such sufficient securities as shall be approved of by the treasurer of the eastern shore, in the sum of five thousand pounds current money, to the state of Maryland, conditioned for the faithful performance of the trust reposed in him by virtue of this act, and for truly accounting with the said treasurer for the collection of the said arrearages and balances; and the said bond shall be recorded among the records of Cecil county court, and be afterwards transmitted to the clerk of the general court for the eastern shore, to be there recorded and deposited for safe custody.

C H A P.
XXXIV.
Proviso.

VII. AND PROVIDED ALSO, That before the said Peter Lawson, or his agents, shall proceed to collect, by execution, any of the said arrearages or balances claimed of any citizen or citizens of the said county, a full and fair account of such arrearages or balances shall be delivered to every such citizen or citizens for the space of ten days at the least before a demand for payment shall be enforced by the said collector, or his agents; and every such account shall be verified by an affidavit of the said Peter Lawson, when thereto required by any citizen or citizens, that it does not appear by the books, papers or other documents, of John Ward Veazey, that the said account, or any article thereof, hath been paid or satisfied, and that he doth not know of any payment thereof being made to the said John Ward Veazey, or to any other person for his use, and that he hath not himself received the same, or any part thereof, except so much as shall be credited on the said account; and if any citizen, of whom such arrearages or balances shall be claimed, shall allege that the same have been paid to any agent or deputy of the said John Ward Veazey, it shall be lawful for the said Peter Lawson, or other person interested, to cause such agent or deputy to be summoned before a justice of the peace of such county, and to be examined, on oath, concerning the truth of such allegations; and the said Peter Lawson is, by virtue of this act, allowed until the first day of October next, for the purpose of making and completing his collection of the said arrearages and balances.

Proviso.

C H A P. XXXV.

An ACT to restrain surveyors, to regulate certain proceedings in the land-office, and to compel the attendance of witnesses on surveys under the authority of the chancery, general and county courts. Lib. JG. No. 1. fol. 170.

Passed 24th of Dec. 1789.

A Supplement November, 1792, ch. 15.

WHEREAS many frauds and abuses may be practised by surveyors, or their deputies, if they be not by law prevented from taking up vacant land in their respective counties, Preamble.

II. BE IT ENACTED, by the General Assembly of Maryland, That from and after the end of the present session no county surveyor, or deputy to a county surveyor, while he acts as such, shall take up, either in his own name or in the name of any other person for his use, or in secret trust for him, any land lying in the county of which he is surveyor or deputy as aforesaid, unless by virtue of a warrant of resurvey on lands by him obtained and held before his appointment to the office of surveyor or deputy, or by virtue of a special or an escheat warrant procured by him before such appointment; (a) and no grant shall issue to any such surveyor or deputy, or to his assign, or to any person for his use, or to any person who shall be known to act for him in secret trust, for any land taken up after the end of the present session contrary to the tenor of this provision; and if any patent shall issue to any person acting under a secret trust for any surveyor or deputy as aforesaid, it shall be liable to be vacated upon a petition made, within two years from the date of such patent, to the chancellor as judge of the land-office, and there shall be the same proceedings on such petition as upon caveats to certificates.

Surveyors not to take up land, &c.

(a) By November, 1792, ch. 15, surveyors seized of land, (before or after their appointment,) by descent or purchase, may take out warrants to take up vacant land, &c. to be directed to the surveyor of the next county.

III. AND BE IT ENACTED, That if any county surveyor shall knowingly return any certificate of survey to the land-office, contrary to the tenor of this act, he shall, on conviction thereof in a court of record of this state, be fined by the said court a sum not less than twenty-five pounds current money, nor more than one hundred pounds; and one-half thereof shall be paid to the first informer, provided the fact be sufficiently proved by other testimony than his own oath, and so declared to be by the jury on delivering their verdict; and if any deputy to a county surveyor shall knowingly procure any certificate to be returned contrary to the tenor of this act, he shall, on the like conviction, be

Penalty on returning certain certificates, &c.